

REPORTS OF THE COMMITTEE ENROLLED BILLS

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 71, Inviting His Excellency, The President of the United States, to address a Joint Assembly of the Texas House of Representatives and Senate.

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

Austin, Texas, March 18, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 69, Expressing regret at the death of the Honorable R. M. (Bob) Johnson.

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 72, Designating Mrs. Bess Odell Beeman, Texas Poet of Radio for the next two years.

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

SENT TO THE GOVERNOR

March 19, 1941

House Concurrent Resolution No. 69.

House Concurrent Resolution No. 71.

House Concurrent Resolution No. 72.

FORTIETH DAY

(Thursday, March 20, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and

was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Hargis
Allen	Harris of Dallas
Allison	Harris of Hill
Alsup	Hartzog
Avant	Heflin
Bailey	Helpinstill
Baker	Henderson
Bean	Hileman
Bell	Hobbs
Benton	Howard
Blankenship	Howington
Boone	Hoyo
Brawner	Huddleston
Bray	Huffman
Bridgers	Hughes
Brown	Humphrey
Bruhl	Hutchinson
Bullock	Isaacks
Bundy	Jones
Burnaman	Kelly
Carlton	Kennedy
Carrington	Kersey
Cato	Kinard
Celaya	King
Chambers	Klingeman
Clark	Knight
Cleveland	Lansberry
Coker	Lehman
Colson, Mrs.	Leyendecker
Connelly	Little
Craig	Love
Crossley	Lowry
Crothwait	Lucas
Daniel	Lyle
Davis	McAlister
Deen	McCann
Dickson of Bexar	McDonald
Dickson of Nolan	McGlasson
Donald	McLellan
Dove	McNamara
Duckett	McMurry
Dwyer	Manning
Ellis	Markle
Eubank	Martin
Evans	Matthews
Favors	Mills
Ferguson	Montgomery
Files	Moore
Fuchs	Morgan
Gandy	Morris
Garland	Morse
Gilmer	Murray
Goodman	Nicholson
Halsey	Pace
Hanna	Parker
Hardeman	Pevehouse

Phillips	Spangler
Price	Stanford
Rampy	Stinson
Reed of Dallas	Stubbs
Ridgeway	Taylor
Roark	Thornton
Roberts	Turner
Rhodes	Vale
Senterfitt	Voigt
Sharpe	Walters
Shell	Wattner
Simpson	Weatherford
Skiles	White
Smith of Bastrop	Winfree
Spacek	

Absent—Excused

Anderson	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides
Manford	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, our tasks change from day to day, but our need for Thy kind providence remains always. For everything of good that we may have done we thank Thee; and our expectation is of Thee as we go our ways. Do Thou lead us and if need be overrule us to the end that we may serve Thee and bless our fellowmen. In Christ's name. Amen."

LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Smith of Atascosa for today on motion of Mr. Gilmer.

The following Members were granted leaves of absence on account of State business:

Mr. Whitesides for today on motion of Mr. Hoyo.

Mr. Burkett for today on motion of Mr. Bailey.

Mr. Fitzgerald for today on motion of Mr. McGlasson.

The following Members were granted leaves of absence on account of illness:

Mr. Sallas and Mr. Lock for today on motion of Mr. Ferguson.

Mr. Reed of Bowie for today on account of illness in family on motion of Mr. Price.

Mr. Boone for the balance of today on account of illness in family on motion of Mr. Hardeman.

Mr. Anderson for today on motion of Mr. Dwyer.

Mr. Manford for today on motion of Mr. Hutchinson.

BILLS RECOMMITTED

Mr. Nicholson moved that House Bill No. 120 be recommitted to the Committee on Oil, Gas and Mining.

Mr. Klingeman moved to table the motion by Mr. Nicholson.

The motion to table was lost.

Question then recurring on the motion to recommit House Bill No. 120 to the Committee on Oil, Gas and Mining, it prevailed.

Mr. Alsup moved that House Bill No. 538 be recommitted to the Committee on Appropriations.

The motion prevailed.

BILL ORDERED PRINTED ON MINORITY REPORT

Mr. Montgomery moved that House Bill No. 505 reported adversely with a minority favorable report, be printed.

Mr. McNamara moved to table the motion by Mr. Montgomery.

Question recurring on the motion to table yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—29

Allen	Hoyo
Alsup	Jones
Blankenship	King
Brown	McAlister
Carlton	McNamara
Carrington	Markle
Clark	Martin
Crosthwait	Morris
Davis	Morse
Files	Phillips
Hanna	Roark
Henderson	Simpson

Spangler	Stubbs
Stanford	Weatherford
Stinson	
Nays—92	
Allison	Isaacks
Avant	Kelly
Bailey	Kennedy
Baker	Kersey
Bell	Klingeman
Benton	Knight
Boone	Lansberry
Brawner	Lehman
Bridgers	Leyendecker
Bruhl	Love
Bullock	Lowry
Bundy	Lucas
Cato	Lyle
Celaya	McCann
Cleveland	McDonald
Coker	McGlasson
Connelly	McLellan
Craig	McMurry
Daniel	Manning
Deen	Matthews
Dickson of Bexar	Mills
Donald	Montgomery
Dove	Moore
Duckett	Morgan
Dwyer	Murray
Ellis	Nicholson
Eubank	Pace
Evans	Parker
Ferguson	Price
Fuchs	Rampy
Garland	Ridgeway
Gilmer	Roberts
Goodman	Rhodes
Hardeman	Senterfitt
Harris of Dallas	Sharpe
Harris of Hill	Skiles
Heflin	Smith of Bastrop
Helpinstill	Spacek
Hileman	Thornton
Hobbs	Turner
Howard	Vale
Howington	Voigt
Huddleston	Walters
Hughes	Wattner
Humphrey	White
Hutchinson	Winfree
Absent	
Bean	Hartzog
Bray	Huffman
Burnaman	Kinard
Colson, Mrs.	Little
Crossley	Pevehouse
Dickson of Nolan	Reed of Dallas
Favors	Shell
Halsey	Taylor
Hargis	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

Question then recurring on the motion by Mr. Montgomery that House Bill No. 505, reported adversely with a minority favorable report, be printed, it prevailed.

BILLS ORDERED NOT PRINTED

On motion of Mr. Lyle, House Bill No. 765 was ordered not printed.

On motion of Mr. Morris, House Bill No. 728 was ordered not printed.

AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 33, Authorizing the Loan of Certain Highway Equipment.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire in Jefferson County, and adjacent counties, and in that area; and

Whereas, The Port Neches School District of Jefferson County anticipates a large number of people attending athletic events to be held in the near future; and

Whereas, It will be necessary and important to said school district to fence the grounds where said athletic events will be held; and

Whereas, It will be a great accommodation to said school district if the State Highway Department were permitted to loan said district the discarded wire hereinabove mentioned for the purpose of fencing grounds; now, therefore, be it

Resolved, by the Senate, the House of Representatives concurring, That the State Highway Department of Texas be authorized to loan to the school board of the Port Neches School District sufficient quantities of discarded wire hereinabove mentioned for the purposes hereinabove set out, said school board to return such wire upon request of the State Highway Department; and it is so resolved.

The resolution was read second time and was adopted.

HOUSE BILL NO. 765 ON
SECOND READING

Mr. Lyle moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 765.

The motion prevailed by the following vote:

Yeas—123

Allen	Harris of Dallas
Allison	Harris of Hill
Alsup	Hartzog
Avant	Heflin
Bailey	Helpinstill
Baker	Henderson
Bean	Hileman
Bell	Hobbs
Benton	Howington
Blankenship	Hoyo
Boone	Huddleston
Brawner	Huffman
Bray	Hughes
Bridgers	Humphrey
Brown	Hutchinson
Bruhl	Isaacks
Bullock	Jones
Bundy	Kelly
Burnaman	Kennedy
Carlton	Kersey
Carrington	Kinard
Cato	King
Celaya	Klingeman
Clark	Knight
Cleveland	Lansberry
Coker	Lehman
Connelly	Leyendecker
Colson, Mrs.	Little
Craig	Love
Crossley	Lucas
Crothwait	Lyle
Davis	McAlister
Deen	McCann
Dickson of Bexar	McDonald
Donald	McGlasson
Duckett	McLellan
Dwyer	McMurry
Ellis	McNamara
Eubank	Manning
Evans	Markle
Ferguson	Martin
Files	Mills
Garland	Montgomery
Goodman	Moore
Halsey	Morgan
Hanna	Morse
Hardeman	Murray
Hargis	Nicholson

Pace	Spacek
Parker	Spangler
Pevehouse	Stanford
Phillips	Stubbs
Price	Thornton
Rampy	Turner
Reed of Dallas	Vale
Ridgeway	Voigt
Roark	Walters
Senterfitt	Wattner
Sharpe	Weatherford
Shell	White
Simpson	Winfree
Skiles	

Nays—1

Roberts

Absent

Daniel	Lowry
Dickson of Nolan	Matthews
Dove	Morris
Favors	Rhodes
Fuchs	Smith of Bastrop
Gilmer	Stinson
Howard	Taylor

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 765, A bill to be entitled "An Act to amend House Bill No. 427, Acts 42nd Legislature, Regular Session, providing that all officers and employees of the State of Texas, any county or political subdivision thereof, including municipalities, who are members of the National Guard, National Guard Reserves, or Organized Reserves of the Army or Navy of the United States, shall be entitled to leave of absence without loss of pay or efficiency rating during such days as they may attend training ordered or authorized under provisions of law; limiting the period of absence with pay to twelve (12) days in any one calendar year; providing that such limitation to twelve (12) days absence with pay shall not apply to Members of the Legislature; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 765 ON
THIRD READING

Mr. Lyle moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 765 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Allen	Hardeman
Allison	Hargis
Alsup	Harris of Dallas
Avant	Harris of Hill
Bailey	Hartzog
Baker	Heflin
Bean	Helpinstill
Bell	Henderson
Benton	Hileman
Blankenship	Hobbs
Boone	Howington
Brawner	Hoyo
Bray	Huddleston
Bridgers	Huffman
Brown	Hughes
Bruhl	Humphrey
Bullock	Hutchinson
Bundy	Isaacks
Burnaman	Jones
Carlton	Kelly
Carrington	Kennedy
Cato	Kersey
Celaya	Kinard
Clark	King
Cleveland	Klingeman
Coker	Knight
Colson, Mrs.	Lansberry
Connelly	Lehman
Craig	Leyendecker
Crossley	Little
Crosthwait	Love
Davis	Lucas
Deen	Lyle
Dickson of Bexar	McAlister
Donald	McCann
Duckett	McDonald
Dwyer	McGlasson
Ellis	McLellan
Eubank	McNamara
Evans	McMurry
Ferguson	Manning
Files	Markle
Garland	Martin
Goodman	Mills
Halsey	Montgomery
Hanna	Moore

Morgan	Simpson
Morse	Skiles
Murray	Spacek
Nicholson	Spangler
Pace	Stanford
Parker	Stubbs
Pevehouse	Thornton
Phillips	Turner
Price	Vale
Rampy	Voigt
Reed of Dallas	Walters
Ridgeway	Wattner
Roark	Weatherford
Senterfitt	White
Sharpe	Winfree
Shell	

Nays—1

Roberts

Absent

Daniel	Lowry
Dickson of Nolan	Matthews
Dove	Morris
Favors	Rhodes
Fuchs	Smith of Bastrop
Gilmer	Stinson
Howard	Taylor

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid House Bill No. 765 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—123

Allen	Bullock
Allison	Bundy
Alsup	Burnaman
Avant	Carlton
Bailey	Carrington
Baker	Cato
Bean	Celaya
Bell	Clark
Benton	Cleveland
Blankenship	Coker
Boone	Colson, Mrs.
Brawner	Connelly
Bray	Craig
Bridgers	Crossley
Brown	Crosthwait
Bruhl	Davis

Deen	Lyle
Dickson of Bexar	McAlister
Donald	McCann
Duckett	McDonald
Dwyer	McGlasson
Ellis	McLellan
Eubank	McNamara
Evans	McMurry
Ferguson	Manning
Files	Markle
Garland	Martin
Goodman	Mills
Halsey	Montgomery
Hanna	Moore
Hardeman	Morgan
Hargis	Morse
Harris of Dallas	Murray
Harris of Hill	Nicholson
Hartzog	Pace
Heflin	Parker
Helpinstill	Pevehouse
Henderson	Phillips
Hileman	Price
Hobbs	Rampy
Howington	Reed of Dallas
Hoyo	Ridgeway
Huddleston	Roark
Huffman	Senterfitt
Hughes	Sharpe
Humphrey	Shell
Hutchinson	Simpson
Isaacks	Skiles
Jones	Spacek
Kelly	Spangler
Kennedy	Stanford
Kersey	Stubbs
Kinard	Thornton
King	Turner
Klingeman	Vale
Knight	Voigt
Lansberry	Walters
Lehman	Wattner
Leyendecker	Weatherford
Little	White
Love	Winfree
Lucas	

Nays—1

Roberts

Absent ✓

Daniel	Lowry
Dickson of Nolan	Matthews
Dove	Morris
Favors	Rhodes
Fuchs	Smith of Bastrop
Gilmer	Stinson
Howard	Taylor

Absent—Excused

Anderson	Chambers
Burkett	Fitzgerald

Gandy	Sallas
Lock	Smith of Atascosa
Manford	Whitesides
Reed of Bowie	

SENATE BILL NO. 70 ON
THIRD READING

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 70, A bill to be entitled "An Act to amend Section 8 of House Bill No. 440, Regular Session, 45th Legislature, Acts of 1937, Chapter 169, providing for the exemption for prescribing, administering, dispensing or selling at retail certain specified medicinal preparations, etc., and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—106

Allison	Garland
Alsup	Gilmer
Avant	Goodman
Bailey	Halsey
Baker	Hanna
Bell	Hardeman
Benton	Hargis
Blankenship	Harris of Dallas
Boone	Harris of Hill
Brawner	Hartzog
Bridgers	Helpinstill
Brown	Henderson
Bullock	Hobbs
Bundy	Howington
Carlton	Hoyo
Carrington	Huddleston
Cato	Huffman
Celaya	Hughes
Clark	Humphrey
Cleveland	Hutchinson
Coker	Kennedy
Crossley	Kersey
Crothwait	King
Daniel	Klingeman
Davis	Lansberry
Deen	Lehman
Dickson of Bexar	Leyendecker
Donald	Little
Dove	Love
Duckett	Lyle
Dwyer	McCann
Ellis	McDonald
Eubank	McGlasson
Evans	McMurry
Ferguson	McNamara
Fuchs	Manning

Markle	Rhodes
Martin	Senterfitt
Matthews	Sharpe
Mills	Simpson
Morgan	Skiles
Morris	Smith of Bastrop
Morse	Spacek
Murray	Stanford
Pace	Stinson
Parker	Stubbs
Pevehouse	Taylor
Phillips	Turner
Price	Vale
Reed of Dallas	Voigt
Ridgeway	Walters
Roark	White
Roberts	Winfree

Nays—18

Allen	Lucas
Connelly	McAlister
Craig	McLellan
Files	Moore
Hileman	Rampy
Jones	Spangler
Kelly	Thornton
Knight	Wattner
Lowry	Weatherford

Present—Not Voting

Bruhl

Absent

Bean	Howard
Bray	Isaacks
Burnaman	Kinard
Colson, Mrs.	Montgomery
Dickson of Nolan	Nicholson
Favors	Shell
Heflin	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

SENATE BILL NO. 212 ON
PASSAGE TO THIRD
READING

The Speaker laid before the House, on its passage to third reading,

S. B. No. 212, A bill to be entitled "An Act authorizing any banking corporation selected as the depository for county funds or as the depository for the funds of any school

district in Texas, etc., and declaring an emergency."

The bill having been read second time on March 13 and further consideration of same postponed until today.

(Mr. Phillips in the Chair.)

Senate Bill No. 212 was then passed to third reading.

(Speaker in the Chair.)

Mr. McDonald moved to reconsider the vote by which the bill was passed to third reading, and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO PLACE SENATE BILL
NO. 212 ON THIRD READING

Mr. McDonald moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 212 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—84

Allen	Favors
Allison	Ferguson
Avant	Files
Bean	Garland
Benton	Gilmer
Blankenship	Goodman
Boone	Hardeman
Brawner	Hargis
Bridgers	Harris of Dallas
Bruhl	Helpinstill
Bullock	Henderson
Bundy	Howard
Carrington	Howington
Cato	Hoyo
Celaya	Huddleston
Cleveland	Huffman
Coker	Hutchinson
Connelly	Isaacks
Crossley	Kelly
Daniel	Kennedy
Davis	Kersey
Deen	King
Dickson of Bexar	Lehman
Dickson of Nolan	Leyendecker
Dove	Love
Duckett	McDonald
Ellis	McGlasson
Evans	McMurry

McNamara	Shell
Manning	Simpson
Markle	Skiles
Martin	Smith of Bastrop
Matthews	Spacek
Mills	Spangler
Montgomery	Stanford
Morse	Stubbs
Price	Taylor
Rampy	Turner
Reed of Dallas	Vale
Ridgeway	Weatherford
Roberts	White
Sharpe	Winfree

Nays—39

Alsup	Lucas
Bailey	Lyle
Bell	McAlister
Brown	McCann
Carlton	McLellan
Clark	Moore
Craig	Morgan
Crosthwait	Morris
Donald	Murray
Eubank	Nicholson
Hanna	Pace
Harris of Hill	Parker
Hileman	Pevehouse
Hobbs	Senterfitt
Hughes	Stinson
Humphrey	Thornton
Jones	Voigt
Knight	Walters
Lansberry	Wattner
Lowry	

Present—Not Voting

Roark	Rhodes
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Absent

Baker	Hartzog
Bray	Heflin
Burnaman	Kinard
Colson, Mrs.	Klingeman
Dwyer	Little
Fuchs	Phillips
Halsey	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

HOUSE BILL NO. 334 ON
SECOND READING

Mr. Ridgeway moved that the necessary Rules be suspended for

the purpose of taking up and considering, at this time, House Bill No. 334.

The motion prevailed by the following vote:

Yeas—131

Allen	Hartzog
Allison	Heflin
Alsup	Helpinstill
Avant	Henderson
Bailey	Hileman
Baker	Hobbs
Bean	Howington
Bell	Hoyo
Benton	Huffman
Blankenship	Hughes
Boone	Humphrey
Brawner	Hutchinson
Bray	Isaacks
Bridgers	Jones
Brown	Kelly
Bruhl	Kennedy
Bullock	Klingeman
Burnaman	Knight
Carlton	Lansberry
Carrington	Lehman
Cato	Leyendecker
Celaya	Little
Clark	Love
Cleveland	Lowry
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McAlister
Craig	McCann
Crossley	McDonald
Crosthwait	McGlasson
Daniel	McLellan
Davis	McMurry
Deen	McNamara
Dickson of Nolan	Manning
Donald	Markle
Dove	Martin
Duckett	Matthews
Dwyer	Mills
Ellis	Montgomery
Eubank	Moore
Evans	Morgan
Favors	Morris
Ferguson	Morse
Files	Murray
Fuchs	Nicholson
Garland	Pace
Gilmer	Parker
Goodman	Pevehouse
Halsey	Phillips
Hanna	Price
Hardeman	Rampy
Hargis	Reed of Dallas
Harris of Dallas	Ridgeway
Harris of Hill	Roark

Roberts	Stubbs
Rhodes	Taylor
Senterfitt	Thornton
Sharpe	Turner
Shell	Vale
Simpson	Voigt
Skiles	Walters
Smith of Bastrop	Wattner
Spacek	Weatherford
Spangler	White
Stanford	Winfree
Stinson	

Nays—1

Kersey

Present—Not Voting

Dickson of Bexar

Absent

Bundy	Kinard
Howard	King
Huddleston	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 334, A bill to be entitled "An Act regulating the City Board of Health, the City Health Officer, and the personnel of the City Health Department, in cities with a population between 200,000 and 290,000 inhabitants, according to the last preceding or any subsequent Federal Census; prescribing the number of members of such Board and the qualifications of the members of such Board and of said City Health Officer; and prescribing the duties of such Board; prescribing the manner of removal of members of such Board and of the personnel of said City Health Department; providing that in the event any section, subdivision, paragraph, sentence or clause of this Act be held unconstitutional that the remaining portion shall be valid; and declaring an emergency."

The bill was read second time.

Mr. Ridgeway offered the following committee amendment to the bill:

Amend House Bill No. 334 striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. In cities with a population between two hundred thousand (200,000) inhabitants and two hundred and ninety thousand (290,000) inhabitants, according to the last preceding and any subsequent Federal Census, which maintain a City Board of Health, the membership of said Board shall consist of eight members composed of five physicians, one dentist, one druggist, and one sanitary engineer. Upon the passage of this Act, of the eight (8) members of the Board first appointed, two (2) shall serve for a period of one (1) year, two (2) for a period of two (2) years, two (2) for a period of three years, and two (2) for a period of four (4) years, or until their successors shall be appointed and shall have qualified, unless sooner removed for cause. After the expiration of the terms of the first appointees to the Board the terms of all members shall be for four (4) years.

"Sec. 2. No physician shall be eligible for membership on the City Board of Health in such cities who has not been approved by the County Medical Society. Such approval may be had either by submission to the County Medical Society by the mayor or other appointing agent or agency of nominees to such Board or by submission to the mayor or other appointing agent or agency, by the County Medical Society, of a list of ten physicians approved by the Society for membership upon the City Board of Health. The mayor or other appointing agent or agency may elect to submit nominees to the County Medical Society or may request the County Medical Society to submit an approved list of ten physicians.

"Sec. 3. No dentist shall be eligible for membership on the City Board of Health in such cities who has not been approved by the County Dental Society. Such approval may be had either on submission by the

mayor or other appointing agent or agency of a nominee to the County Dental Society or by the Society submitting to the mayor or other appointing agent or agency a list of five dentists approved by them to serve on the City Board of Health. The mayor or other appointing agent or agency shall either submit a nominee to the County Dental Society or request the Society to submit such list of five approved dentists.

"Sec. 4. No druggist shall be eligible to serve upon the City Board of Health in such cities unless he shall be approved by the County Druggist Association. Such approval may be had either by a submission to the Association by the mayor or other appointing agent or agency of a nominee to be approved by such Association or by the Association submitting to the mayor or other appointing agent or agency the names of five druggists who have been approved by the Association to serve upon the City Board of Health, and the mayor or other appointing agent or agency may elect either method of procedure.

"Sec. 5. The sanitary engineer shall be appointed pursuant to the provisions of the city charter.

"Sec. 6. All personnel employed in the operation of the City Health Department shall be nominated by the mayor of the city and approved by the City Board of Health; provided, however, that each employee shall meet the minimum qualifications for the position he seeks, as set out by the State Board of Health.

"Sec. 7. The City Board of Health shall have the power to recommend to the mayor or other appointing agent or agency dismissal of any employee of the City Health Department.

"Sec. 8. The regular meeting of said Board shall be held on the second Tuesday of each month. Special meetings may be called by the chairman of said Board or by a majority of the members of said Board, providing that due notice be given each member forty-eight (48) hours prior to said special meeting. No member of the City Board of Health shall be discharged without first being given a public hearing before the City Council. The City Board of

Health shall, at its first meeting, elect from its membership a chairman and a vice chairman. The mayor shall be an ex officio member of the City Board of Health and shall not have the right to vote at any of the meetings of said Board.

"Sec. 9. The City Health Officer shall be selected by the mayor or other appointing agent or agency from a list of names submitted by the City Board of Health; provided, however, that said City Health Officer shall meet the minimum qualifications as set out by the State Board of Health.

"Sec. 10. If any section, subdivision, paragraph, sentence, clause or word of this Act be held to be unconstitutional the remaining portions of same shall, nevertheless, be valid, and it is declared that such remaining portions would have been included in this Act though the unconstitutional portion had been omitted.

"Sec. 11. The fact that the provisions of this Act are necessary to the proper maintenance of public health in the cities covered by this Act creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Mr. Ridgeway offered the following amendment to the committee amendment:

Amend Committee Amendment No. 1 to House Bill No. 334 by striking out all of Section 1 and substituting in lieu thereof the following:

"Section 1. In cities with a population between two hundred thousand (200,000) inhabitants and two hundred and ninety thousand (290,000) inhabitants, according to the last preceding and any subsequent Federal Census, which maintain a City Board of Health, the membership of said Board shall consist of seven members composed of four physicians, one dentist, one druggist, and one sanitary engineer. Upon the passage of this Act, of the seven (7) members of the Board

first appointed, one (1) shall serve for a period of one (1) year, two (2) for a period of two (2) years, two (2) for a period of three years, and two (2) for a period of four (4) years, or until their successors shall be appointed and shall have qualified, unless sooner removed for cause. After the expiration of the terms of the first appointees to the Board the terms of all members shall be for four (4) years."

The amendment to the committee amendment was adopted.

The committee amendment, as amended, was then adopted.

Mr. Ridgeway offered the following committee amendment to the bill:

Amend House Bill No. 334 by striking out all above the enacting clause and substituting in lieu thereof the following:

A BILL

To Be Entitled

An Act regulating the City Board of Health, the City Health Officer, and the personnel of the City Health Department, in cities with a population between two hundred thousand (200,000) and two hundred and ninety thousand (290,000) inhabitants, according to the last preceding or any subsequent Federal Census; prescribing the number of members of such Board, period of time and manner of appointment, and the qualifications of the members of such Board; providing for the election of a chairman and vice chairman; prescribing time of meeting and duties of such Board; providing for selection and qualifications of the personnel of said City Health Department; prescribing the manner of removal of members of such Board and of the personnel of said City Health Department; providing for selection and qualifications of City Health Officer; providing that in the event any section, subdivision, paragraph, sentence or clause of this Act be held unconstitutional that the remaining portion shall be valid; and declaring an emergency.

The committee amendment was adopted.

House Bill No. 334 was then passed to engrossment.

HOUSE BILL NO. 334 ON THIRD READING

Mr. Ridgeway moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that House Bill No. 334 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Allen	Files
Allison	Fuchs
Alsup	Garland
Avant	Gilmer
Bailey	Goodman
Baker	Halsey
Bean	Hanna
Bell	Hardeman
Benton	Hargis
Blankenship	Harris of Dallas
Boone	Harris of Hill
Brawner	Hartzog
Bray	Heflin
Bridgers	Helpinstill
Brown	Henderson
Bruhl	Hileman
Bullock	Hobbs
Burnaman	Howington
Carlton	Hoyo
Carrington	Huffman
Cato	Hughes
Celaya	Humphrey
Clark	Hutchinson
Cleveland	Isaacks
Coker	Jones
Colson, Mrs.	Kelly
Connelly	Kennedy
Craig	Klingeman
Crossley	Knight
Crosthwait	Lansberry
Daniel	Lehman
Davis	Leyendecker
Deen	Little
Dickson of Nolan	Love
Donald	Lowry
Dove	Lucas
Duckett	Lyle
Dwyer	McAlister
Ellis	McCann
Eubank	McDonald
Evans	McGlasson
Favors	McLellan
Ferguson	McMurry

McNamara	Rhodes
Manning	Senterfitt
Markle	Sharpe
Martin	Shell
Matthews	Simpson
Mills	Skiles
Montgomery	Smith of Bastrop
Moore	Spacek
Morgan	Spangler
Morris	Stanford
Morse	Stinson
Murray	Stubbs
Nicholson	Taylor
Pace	Thornton
Parker	Turner
Pevehouse	Vale
Phillips	Voigt
Price	Walters
Rampy	Wattner
Reed of Dallas	Weatherford
Ridgeway	White
Roark	Winfree
Roberts	

Nays—1

Kersey

Present—Not Voting

Dickson of Bexar

Absent

Bundy	Kinard
Howard	King
Huddleston	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid House Bill No. 334 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—131

Allen	Blankenship
Allison	Boone
Alsup	Brawner
Avant	Bray
Bailey	Bridgers
Baker	Brown
Bean	Bruhl
Bell	Bullock
Benton	Burnaman

Carlton	Little
Carrington	Love
Cato	Lowry
Celaya	Lucas
Clark	Lyle
Cleveland	McAlister
Coker	McCann
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McLellan
Crossley	McMurry
Crosthwait	McNamara
Daniel	Manning
Davis	Markle
Deen	Martin
Dickson of Nolan	Matthews
Donald	Mills
Dove	Montgomery
Duckett	Moore
Dwyer	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Favors	Nicholson
Ferguson	Pace
Files	Parker
Fuchs	Pevehouse
Garland	Phillips
Gilmer	Price
Goodman	Rampy
Halsey	Reed of Dallas
Hanna	Ridgeway
Hardeman	Roark
Hargis	Roberts
Harris of Dallas	Rhodes
Harris of Hill	Senterfitt
Hartzog	Sharpe
Heflin	Shell
Helpinstill	Simpson
Henderson	Skiles
Hileman	Smith of Bastrop
Hobbs	Spacek
Howington	Spangler
Hoyo	Stanford
Huffman	Stinson
Hughes	Stubbs
Humphrey	Taylor
Hutchinson	Thornton
Isaacks	Turner
Jones	Vale
Kelly	Voigt
Kennedy	Walters
Klingeman	Wattner
Knight	Weatherford
Lansberry	White
Lehman	Winfree
Leyendecker	

Nays—1

Kersey

Present—Not Voting

Dickson of Bexar

Absent

Bundy	Kinard
Howard	King
Huddleston	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

Mr. Dwyer moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

REASONS FOR VOTE

This is an explanation of my vote on H. B. No. 334, which is a local law affecting the Health Department of the City of San Antonio, Texas. This bill is made to apply to San Antonio by use of the population bracket device, and it undertakes to regulate the affairs of no other city. Governor O'Daniel has condemned this type of legislation, and Attorney General Mann has ruled repeatedly that this form of bill violates Section 56 of Article 3 of the Texas Constitution. In my opinion the bill is of doubtful constitutionality and I have suggested to my colleagues from Bexar County that all such bills, affecting only San Antonio or Bexar County, be referred to the Attorney General for an opinion as to their validity before they are enacted into law. My colleagues have not agreed with my suggestion and being outvoted four to one, I think that it is unfair to bring a local fight to the floor of the House and ask the other Members to take sides on an issue in which they have little or no interest. Since I am of the opinion that bills of this nature are an abuse of the law making power and can only serve to clutter up the courts and cause further loss of respect for our laws, I can consistently take no part in their passage and I, therefore, answer as "present and not voting."

DICKSON of Bexar.

HOUSE BILL NO. 345 ON SECOND READING

Mr. Celaya moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 345.

The motion prevailed by the following vote:

Yeas—125

Allen	Hargis
Allison	Harris of Dallas
Alsup	Harris of Hill
Avant	Heflin
Bailey	Helpinstill
Baker	Henderson
Bean	Hileman
Bell	Howington
Benton	Hoyo
Blankenship	Huddleston
Boone	Huffman
Brawner	Hughes
Bray	Humphrey
Bridgers	Hutchinson
Brown	Isaacks
Bruhl	Jones
Bullock	Kelly
Bundy	Kennedy
Burnaman	Kersey
Carlton	Klingeman
Carrington	Knight
Cato	Lansberry
Celaya	Lehman
Clark	Leyendecker
Cleveland	Little
Coker	Love
Colson, Mrs.	Lucas
Connelly	McAlister
Craig	McCann
Crosthwait	McDonald
Daniel	McGlasson
Davis	McLellan
Deen	McMurry
Dickson of Bexar	McNamara
Dickson of Nolan	Manning
Dove	Markle
Dwyer	Martin
Ellis	Matthews
Eubank	Mills
Evans	Montgomery
Favors	Moore
Ferguson	Morgan
Files	Morris
Fuchs	Morse
Garland	Murray
Gilmer	Nicholson
Goodman	Pace
Halsey	Parker
Hanna	Pevehouse
Hardeman	Phillips

Price	Spangler
Rampy	Stanford
Reed of Dallas	Stinson
Ridgeway	Stubbs
Roark	Taylor
Roberts	Thornton
Rhodes	Turner
Senterfitt	Vale
Sharpe	Walters
Simpson	Weatherford
Skiles	White
Smith of Bastrop	Winfree
Spacek	

Absent

Crossley	King
Donald	Lowry
Duckett	Lyle
Hartzog	Shell
Hobbs	Voigt
Howard	Wattner
Kinard	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 345, A bill to be entitled "An Act making an emergency appropriation for the remaining portion of the fiscal year ending August 31, 1941, to assist in the maintenance of a newly established quarantine patrol station necessary to the enforcement of the provisions of Article 135-A Vernon's Revised Civil Statutes of Texas, 1925, and to pay salaries of quarantine inspectors for the operation of this station and of agents of the Department of Agriculture in carrying out an extension of the harvesting season as provided for in the statute referred to; and to pay the salaries of two (2) floral inspectors for the remaining part of the fiscal year in order to properly enforce the provisions of the Texas Orchard and Nursery Inspection Law, Chapter VII, Revised Civil Statutes of 1925, and Chapter X, Revised Criminal Statutes of 1925; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 345 ON THIRD READING

Mr. Celaya moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 345 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Allen	Hanna
Allison	Hardeman
Alsup	Hargis
Avant	Harris of Dallas
Bailey	Harris of Hill
Baker	Heflin
Bean	Helpinstill
Bell	Henderson
Benton	Hileman
Blankenship	Howington
Boone	Hoyo
Brawner	Huddleston
Bray	Huffman
Bridgers	Hughes
Brown	Humphrey
Bruhl	Hutchinson
Bullock	Isaacks
Bundy	Jones
Burnaman	Kelly
Carlton	Kennedy
Carrington	Kersey
Cato	Klingeman
Celaya	Knight
Clark	Lansberry
Cleveland	Lehman
Coker	Leyendecker
Colson, Mrs.	Little
Connelly	Love
Craig	Lucas
Crosthwait	McAlister
Daniel	McCann
Davis	McDonald
Deen	McGlasson
Dickson of Bexar	McLellan
Dickson of Nolan	McMurry
Dove	McNamara
Dwyer	Manning
Ellis	Markle
Eubank	Martin
Evans	Matthews
Favors	Mills
Ferguson	Montgomery
Files	Moore
Fuchs	Morgan
Garland	Morris
Gilmer	Morse
Goodman	Murray
Halsey	Nicholson

Pace	Smith of Bastrop
Parker	Spacek
Pevehouse	Spangler
Phillips	Stanford
Price	Stinson
Rampy	Stubbs
Reed of Dallas	Taylor
Ridgeway	Thornton
Roark	Turner
Roberts	Vale
Rhodes	Walters
Senterfitt	Weatherford
Sharpe	White
Simpson	Winfree
Skiles	

Absent

Crossley	King
Donald	Lowry
Duckett	Lyle
Hartzog	Shell
Hobbs	Voigt
Howard	Wattner
Kinard	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

The Speaker then laid House Bill No. 345 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—125

Allen	Carrington
Allison	Cato
Alsup	Celaya
Avant	Clark
Bailey	Cleveland
Baker	Coker
Bean	Colson, Mrs.
Bell	Connelly
Benton	Craig
Blankenship	Crosthwait
Boone	Daniel
Brawner	Davis
Bray	Deen
Bridgers	Dickson of Bexar
Brown	Dickson of Nolan
Bruhl	Dove
Bullock	Dwyer
Bundy	Ellis
Burnaman	Eubank
Carlton	Evans

Favors	McNamara
Ferguson	Manning
Files	Markle
Fuchs	Martin
Garland	Matthews
Gilmer	Mills
Goodman	Montgomery
Halsey	Moore
Hanna	Morgan
Hardeman	Morris
Hargis	Morse
Harris of Dallas	Murray
Harris of Hill	Nicholson
Heflin	Pace
Helpinstill	Parker
Henderson	Pevehouse
Hileman	Phillips
Howington	Price
Hoyo	Rampy
Huddleston	Reed of Dallas
Huffman	Ridgeway
Hughes	Roark
Humphrey	Roberts
Hutchinson	Rhodes
Isaacks	Senterfitt
Jones	Sharpe
Kelly	Simpson
Kennedy	Skiles
Kersey	Smith of Bastrop
Klingeman	Spacek
Knight	Spangler
Lansberry	Stanford
Lehman	Stinson
Leyendecker	Stubbs
Little	Taylor
Love	Thornton
Lucas	Turner
McAlister	Vale
McCann	Walters
McDonald	Weatherford
McGlasson	White
McLellan	Winfree
McMurry	

Absent

Crossley	King
Donald	Lowry
Duckett	Lyle
Hartzog	Shell
Hobbs	Voigt
Howard	Wattner
Kinard	

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Gandy	Whitesides
Lock	

MESSAGE FROM THE SENATE

Austin, Texas, March 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 229, A bill to be entitled "An Act authorizing the Commissioners Court in all counties having a population of not less than six thousand, etc., and declaring an emergency."

H. B. No. 230, A bill to be entitled "An Act to amend Section 1 of Article 2351a of the Revised Civil Statutes of Texas of 1925, by providing for the addition thereto of counties having not less than six thousand, one hundred (6,100) and not more than six thousand, one hundred and eighty (6,180) according to the last preceding Federal Census; and declaring an emergency."

H. B. No. 338, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to construct or acquire, and equip not more than six (6) dormitories, an office building, and additional power and steam plant equipment; and declaring an emergency." (With amendments.)

H. B. No. 367, A bill to be entitled "An Act making it lawful to hunt or kill wild foxes in DeWitt County; repealing all laws in conflict therewith; and declaring an emergency."

H. B. No. 446, A bill to be entitled "An Act creating a Special Road Law for Brown County, Texas; etc., and declaring an emergency."

H. B. No. 522, A bill to be entitled "An Act providing that the salary of County Commissioners, in counties having a population of not less than seventeen thousand, four hundred and seventy-five (17,475) nor more than seventeen thousand, five hundred (17,500), according to the last Federal Census, and having a taxable valuation in excess of Six Million, Eight Hundred Thousand Dollars (\$6,800,000), for the next preceding year, shall be One Thousand, Eight Hundred Dollars (\$1,800) per

year, etc., and declaring an emergency."

H. B. No. 649, A bill to be entitled "An Act amending H. B. No. 804, Forty-fifth Legislature, Regular Session, approved May 1, 1937, making it unlawful to keep, impound, confine, or transport game fish in live boxes or ponds, or to have live boxes or ponds where game fish are kept, etc., and declaring an emergency."

H. B. No. 650, A bill to be entitled "An Act making it unlawful for any person to catch, take, or retain in one day, or have in his possession more than fifteen (15) bass, or more than fifteen (15) crappie or white perch, or more than thirty (30) in the aggregate of both bass and crappie or white perch, etc., in Harrison or in Marion County, Texas, etc., and declaring an emergency."

H. B. No. 708, A bill to be entitled "An Act to create Road District Number 4, of Lamb County, Texas; etc., and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

HOUSE BILL NO. 68 ON PASSAGE
TO ENGROSSMENT

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 68, A bill to be entitled "An Act authorizing any County in the State, after an affirmative vote of the qualified voters of the County in favor thereof, and providing for the calling of an election by the Commissioners' Court, at the instance of the court or upon petition of a percentage of the qualified voters of the County, to establish Civil Service for certain of the employees of the county government, and the election or appointment of a Civil Service Commission, and providing for the jurisdiction of said commission, designating the employees subject to civil service, and providing that the commission may adopt a code of rules and regulations, and classifying all County employees, and providing for competitive examinations for applicants, and providing that this law shall in nowise interfere with the power of the

Commissioners' Court to establish the number of employees and the wages and salaries to be paid them, and to abolish any position or place of employment in the exercise of the powers now granted to Commissioners' Courts; repealing all laws in conflict and declaring an emergency."

The bill having been read second time on March 4 with Amendment by Mr. Kersey, pending.

Mr. Kersey withdrew the pending amendment.

Mr. Harris of Hill moved that House Bill No. 68 be tabled.

The motion to table prevailed.

Mr. Harris of Hill moved to suspend the Rules in order that a motion may be made to reconsider the vote by which House Bill No. 68 was tabled.

The motion to suspend the Rules was lost by the following vote:

Yeas—55

Avant	Kennedy
Bean	King
Bell	Lansberry
Boone	Love
Bray	Lyle
Bridgers	McCann
Bruhl	Markle
Bundy	Morgan
Carlton	Morris
Carrington	Morse
Celaya	Parker
Clark	Phillips
Cleveland	Rampy
Daniel	Reed of Dallas
Dickson of Bexar	Ridgeway
Ferguson	Roark
Files	Roberts
Gilmer	Senterfitt
Hanna	Sharpe
Harris of Dallas	Skiles
Hartzog	Smith of Bastrop
Hileman	Spacek
Howington	Taylor
Hoyo	Thornton
Humphrey	Vale
Hutchinson	Voigt
Isaacks	Wattner
Kelly	

Nays—69

Allen	Alsup
Allison	Bailey

Baker	Hughes
Benton	Jones
Blankenship	Kersey
Brawner	Klingeman
Brown	Knight
Bullock	Lehman
Burnaman	Leyendecker
Cato	Little
Connelly	Lowry
Craig	Lucas
Crossley	McGlasson
Crosthwait	McMurry
Davis	McNamara
Deen	Manning
Dove	Martin
Duckett	Matthews
Dwyer	Mills
Ellis	Moore
Eubank	Murray
Evans	Nicholson
Favors	Pace
Fuchs	Pevehouse
Gandy	Price
Goodman	Rhodes
Halsey	Shell
Hargis	Simpson
Harris of Hill	Spangler
Helpinstill	Stinson
Henderson	Stubbs
Hobbs	Walters
Howard	Weatherford
Huddleston	White

Absent

Coker	Kinard
Colson, Mrs.	McAlister
Dickson of Nolan	McDonald
Donald	McLellan
Garland	Montgomery
Hardeman	Stanford
Heflin	Turner
Huffman	Winfree

Absent—Excused

Anderson	Manford
Burkett	Reed of Bowie
Chambers	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

MESSAGE FROM THE SENATE

Austin, Texas, March 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 271.

The following have been appointed on the part of the Senate:

Senators Aikin, Isbell, Kelley, Moffett and Formby.

Respectfully,

BOB BARKER,

Secretary of the Senate.

MOTION TO SET HOUSE BILL NO. 238 FOR SPECIAL ORDER

Mr. Morse moved that House Bill No. 238 be set for Special Order at 10:30 o'clock a. m. next Tuesday.

The motion was lost by the following vote:

Yeas—46

Bean	Kersey
Bell	Klingeman
Bridgers	Little
Bullock	Love
Bundy	Lowry
Carrington	Lucas
Celaya	Lyle
Clark	McGlasson
Davis	McNamara
Dickson of Bexar	Markle
Dove	Martin
Dwyer	Morse
Halsey	Pevehouse
Hargis	Phillips
Harris of Dallas	Reed of Dallas
Hartzog	Ridgeway
Heflin	Rhodes
Helpinstill	Stanford
Hobbs	Stinson
Howard	Taylor
Hoyo	Thornton
Hughes	Vale
Isaacks	Winfree

Nays—76

Allen	Cleveland
Allison	Coker
Alsup	Colson, Mrs.
Avant	Connelly
Bailey	Craig
Baker	Crossley
Benton	Crothwait
Blankenship	Daniel
Boone	Duckett
Brawner	Ellis
Bray	Eubank
Bruhl	Evans
Burnaman	Favors
Carlton	Ferguson
Cato	Files
Chambers	Fuchs

Gandy	Matthews
Gilmer	Mills
Hanna	Moore
Hardeman	Morgan
Harris of Hill	Morris
Henderson	Murray
Hileman	Nicholson
Howington	Pace
Huddleston	Parker
Humphrey	Price
Hutchinson	Rampy
Jones	Roberts
Kelly	Senterfitt
Kennedy	Simpson
King	Skiles
Knight	Smith of Bastrop
Lansberry	Spacek
Lehman	Stubbs
McCann	Voigt
McDonald	Walters
McMurry	Wattner
Manning	Weatherford

Absent

Brown	McAlister
Deen	McLellan
Dickson of Nolan	Montgomery
Donald	Roark
Garland	Sharpe
Goodman	Shell
Huffman	Spangler
Kinard	Turner
Leyendecker	White

Absent—Excused

Anderson	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides
Manford	

HOUSE BILL NO. 199 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 199, A bill to be entitled "An Act to repeal Section 20 of Chapter 76 of Acts 1931, Forty-fourth Legislature, Regular Session, as amended by Section 1, Chapter 15 of Acts 1937, Forty-fifth Legislature, Regular Session, as amended by Section 1 of H. B. No. 831, page 500, of Acts 1939, Forty-sixth Legislature, Regular Session, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—81

Allen	Klingeman
Allison	Knight
Alsup	Leyendecker
Benton	Lowry
Blankenship	Lucas
Bray	Lyle
Brown	McAlister
Bruhl	McDonald
Bullock	McGlasson
Bundy	McNamara
Carrington	McMurry
Cato	Manning
Chambers	Markle
Clark	Martin
Coker	Matthews
Craig	Montgomery
Crossley	Moore
Crosthwait	Morse
Daniel	Nicholson
Davis	Pace
Dwyer	Parker
Evans	Price
Ellis	Reed of Dallas
Eubank	Ridgeway
Favors	Roberts
Goodman	Simpson
Halsey	Skiles
Hanna	Smith of Bastrop
Hargis	Spacek
Helpinstill	Stanford
Henderson	Stinson
Howard	Stubbs
Howington	Taylor
Hoyo	Thornton
Huddleston	Vale
Humphrey	Voigt
Hutchinson	Walters
Jones	Weatherford
Kennedy	White
Kersey	Winfree
King	

Nays—40

Avant	Hardeman
Bailey	Harris of Dallas
Bean	Hileman
Bell	Hobbs
Boone	Hughes
Brawner	Kelly
Burnaman	Lansberry
Carlton	Lehman
Cleveland	Little
Connelly	Love
Deen	McCann
Dickson of Bexar	Mills
Dove	Morgan
Files	Morris
Fuchs	Murray
Gandy	Pevehouse
Garland	Phillips

Rampy
Roark
Rhodes

Senterfitt
Sharpe
Wattner

Absent

Baker	Hartzog
Bridgers	Heflin
Celaya	Huffman
Colson, Mrs.	Isaacks
Dickson of Nolan	Kinard
Donald	McLellan
Duckett	Shell
Ferguson	Spangler
Gilmer	Turner
Harris of Hill	

Absent—Excused

Anderson	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides
Manford	

Mr. McNamara moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

EXTENDING CONGRATULATIONS OF THE LEGISLATURE TO HON. COKE STEVENSON

Mr. Reed of Dallas offered the following resolution:

H. C. R. No. 76, Extending Congratulations of the Legislature to Hon. Coke Stevenson.

Whereas,

In the blustery month of the wind
Kimble County did the setting lend
On the 20th day, in the year 1888,
For the birth of one whom we think
great;

So on this, the anniversary of his
birth,
We'd like to tell him what it's been
worth
To all of us to have called him friend
So to him now we'll just extend

Congratulations,
On the day of your birth,
Know that we are for you all the way,
Ever lead us to a brighter day.
Renowned, is he,

Successful, honored,
Texas' own true patriot you see,
Ever the ideal Statesman that
Voluntarily we salute the tall,
Earnest governor in the big white hat
Now let us wish for this friend of all
Seasons of blessings, great and small,
Occasioned by the birthday of the
Name we all revere. [man whose

Anyway, Coke, We're resolved in
both Houses to Express our best
wishes.

REED of Dallas.

The resolution was read second
time.

Signed—Leonard, Speaker; Allen,
Allison, Alsup, Anderson, Avant,
Bailey, Baker, Bean, Bell, Benton,
Blankenship, Boone, Brawner, Bray,
Bridgers, Brown, Bruhl, Bullock,
Bundy, Burkett, Burnaman, Carlton,
Carrington, Cato, Celaya, Chambers,
Clark, Cleveland, Coker, Mrs. Colson,
Connelly, Craig, Crossley, Crosth-
wait, Daniel, Davis, Deen, Dickson of
Bexar, Dickson of Nolan, Donald,
Dove, Duckett, Dwyer, Evans, Ellis,
Eubank, Favors, Ferguson, Miss.
Files, Fitzgerald, Fuchs, Gandy,
Garland, Gilmer, Goodman, Halsey,
Hanna, Hardeman, Hargis, Harris of
Dallas, Harris of Hill, Hartzog, Hef-
lin, Helpinstill, Henderson, Hileman,
Hobbs, Howard, Howington, Hoyo,
Huddleston, Huffman, Hughes, Hum-
phrey, Hutchinson, Isaacks, Jones,
Kelly, Kennedy, Kersey, Kinard,
King, Klingeman, Knight, Lansberry,
Lehman, Leyendecker, Little, Lock,
Love, Lowry, Lucas, Lyle, McAlister,
McCann, McDonald, McGlasson, Mc-
Lellan, McMurry, McNamara, Man-
ford, Manning, Markle, Martin, Mat-
thews, Mills, Montgomery, Moore,
Morgan, Morris, Morse, Murray,
Nicholson, Pace, Parker, Pevehouse,
Phillips, Price, Rampy, Reed of
Bowie, Ridgeway, Roark, Roberts,
Rhodes, Sallas, Senterfitt, Sharpe,
Shell, Simpson, Skiles, Smith of Bas-
trop, Smith of Atascosa, Spacek,
Spangler, Stanford, Stinson, Stubbs,
Taylor, Thornton, Turner, Vale,
Voigt, Walters, Wattner, Weather-
ford, White, Whitesides, Winfree.

On the motion of Mr. Alsup, the
names of all the Members of the
House were added to the resolution
as signers thereof.

The resolution was unanimously
adopted.

PROVIDING FOR CERTAIN AD- JOURNMENT PERIOD

Mr. Bullock offered the following
resolution:

H. C. R. No. 77, Providing for
Certain Adjournment Period.

Be it resolved by the House of
Representatives, the Senate concur-
ring, That each House grant the
other the right to adjourn from
Thursday, March 20th, until Mon-
day, March 24th.

BULLOCK,
KELLY,
DWYER.

The resolution was read second
time and was adopted.

HOUSE BILL NO. 373 ON THIRD READING

The Speaker laid before the
House, on its third reading and final
passage,

H. B. No. 373, A bill to be entitled
"An Act further regulating the pre-
scribing of liquor for medicinal pur-
poses and the transportation, stor-
age and sale thereof by amending
subsection (11) and (16) of Section
15, Article 1, Chapter 467, Acts of
the Second Called Session of the
Forty-fourth Legislature, as amend-
ed by H. B. No. 5, Acts of the Regu-
lar Session of the Forty-fifth Legisla-
ture, and by the addition of a new
subsection (19) to said Section 15,
Article 1; prescribing penalties; pro-
viding saving clauses; and declaring
an emergency."

The bill was read third time.

Mr. Lyle offered the following
amendment to the bill:

Amend House Bill No. 373 by
striking out all below the enacting
clause and inserting in lieu thereof:

"It shall hereafter be unlawful to
sell or dispense by prescription any
intoxicants within the boundaries of
any dry area in the State of Texas."

(Pending consideration of the
amendment, Mr. Nicholson occupied
the Chair temporarily.)

(Speaker in the Chair.)

Mr. Coker offered the following substitute for the amendment by Mr. Lyle:

Amend House Bill No. 373, by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. Subsection 18, Section 16, Article 1, Chapter 448 of the General and Special Laws of the Regular Session of the Forty-fifth Legislature, which amended subsection (n), Section 15, Article 1, Chapter 467 of the General and Special Laws of the Second Called Session of the Forty-fourth Legislature, is hereby amended so as to hereafter read as follows:

"Subsection 18. Medicinal Permits may be issued by the Board to hospitals, sanatoria, and like institutions for the care and treatment of the sick. The holders of such permits are authorized to purchase liquor from holders of wholesaler's permits in this State, and such hospitals, sanatoria, and like institutions may sell or dispense the same for medicinal purposes only. The holders of such permits may dispense medicinal liquor at any time but only to patients or inmates confined or under treatment therein, but in no event except under the direction of licensed physicians. The annual fee for hospitals, sanatoria, and like institutions shall be One Dollar (\$1.00) regardless of when issued and no bond shall be required.

"It shall be unlawful for any holder of a medicinal permit, his agents, servants, or employees to sell or dispense any intoxicating liquor in any county or political subdivision of this State after an election had been held by the qualified voters of said political subdivision, the result of which prohibits the sale and possession for the purpose of sale any intoxicating liquor. Any person violating any term of this Section shall be guilty of a misdemeanor.

"It shall be unlawful for any person to enter any public place in any political subdivision of this State and there drink any intoxicating liquors after an election had been held by the qualified voters of said political subdivision resulting in the prohibiting the sale or possession for the purpose of sale intoxicating liquors

in said political subdivision, and any person violating this Act shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than Five (\$5.00) Dollars nor more than Twenty-five (\$25.00) Dollars for each violation."

Sec. 2. The fact that the present laws regulating medicinal permits and the dispensing of liquor under such medicinal permits, are inadequate creates an imperative public demand creates an emergency requiring the bill to be read on three several days in each House, be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

COKER,
HANNA,
BEAN.

Mr. Blankenship moved to table the substitute amendment by Mr. Coker.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—97

Allen	Ellis
Alsup	Evans
Avant	Ferguson
Bailey	Files
Baker	Gandy
Benton	Garland
Blankenship	Halsey
Boone	Hardeman
Brawner	Hargis
Bray	Harris of Dallas
Bridgers	Harris of Hill
Brown	Heffin
Bruhl	Helpinstill
Bullock	Henderson
Burnaman	Hileman
Carlton	Hobbs
Carrington	Hoyo
Chambers	Huddleston
Cleveland	Huffman
Connelly	Humphrey
Crothwait	Hutchinson
Daniel	Isaacks
Davis	Jones
Deen	Kennedy
Dickson of Bexar	Kinard
Dove	King
Duckett	Lansberry

Lehman	Reed of Dallas
Leyendecker	Ridgeway
Love	Roberts
Lucas	Rhodes
McCann	Senterfitt
McGlasson	Simpson
Manning	Skiles
Markle	Smith of Bastrop
Martin	Spacek
Matthews	Stinson
Mills	Stubbs
Montgomery	Taylor
Moore	Thornton
Morgan	Turner
Morris	Vale
Morse	Voigt
Murray	Walters
Pace	Wattner
Parker	Weatherford
Pevehouse	White
Price	Winfree
Rampy	

Nays—23

Allison	Howington
Bean	Kersey
Cato	Knight
Clark	Little
Coker	Lowry
Craig	McAlister
Crossley	McDonald
Eubank	McMurry
Favors	McNamara
Fuchs	Sharpe
Hanna	Spangler
Howard	

Absent

Bell	Hughes
Bundy	Kelly
Celaya	Klingeman
Colson, Mrs.	Lyle
Dickson of Nolan	McLellan
Donald	Nicholson
Dwyer	Phillips
Gilmer	Roark
Goodman	Shell
Hartzog	Stanford

Absent—Excused

Anderson	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides
Manford	

Mr. Blankenship moved to table the amendment by Mr. Lyle.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—95

Allen	Kelly
Avant	Kennedy
Baker	Kinard
Bell	King
Benton	Knight
Blankenship	Lehman
Boone	Leyendecker
Brawner	Love
Bridgers	Lucas
Brown	McCann
Bruhl	McGlasson
Bullock	Markle
Burnaman	Martin
Carlton	Matthews
Carrington	Mills
Chambers	Montgomery
Clark	Moore
Cleveland	Morgan
Connelly	Morris
Crosthwait	Morse
Daniel	Murray
Davis	Pace
Deen	Parker
Dickson of Bexar	Pevehouse
Dove	Phillips
Duckett	Price
Ellis	Rampy
Evans	Ridgeway
Ferguson	Roark
Files	Roberts
Garland	Rhodes
Goodman	Senterfitt
Hardeman	Simpson
Hargis	Skiles
Harris of Hill	Smith of Bastrop
Heflin	Spacek
Helpinstill	Stanford
Henderson	Stinson
Hileman	Stubbs
Hobbs	Thornton
Hoyo	Turner
Huddleston	Vale
Huffman	Walters
Hughes	Wattner
Humphrey	Weatherford
Hutchinson	White
Isaacks	Winfree
Jones	

Nays—32

Allison	Coker
Alsup	Craig
Bailey	Crossley
Bean	Eubank
Bray	Favors
Cato	Fuchs
Celaya	Gandy

Halsey
Hanna
Hartzog
Howard
Howington
Kersey
Lansberry
Lowry
Lyle

McAlister
McDonald
McMurry
McNamara
Manning
Sharpe
Shell
Taylor
Voigt

Absent

Bundy
Colson, Mrs.
Dickson of Nolan
Donald
Dwyer
Gilmer
Harris of Dallas

Klingeman
Little
McLellan
Nicholson
Reed of Dallas
Spangler

Absent—Excused

Anderson
Burkett
Fitzgerald
Lock
Manford

Reed of Bowie
Sallas
Smith of Atascosa
Whitesides

Mr. Sharpe moved that further consideration of House Bill No. 373 be postponed until one week from today and that the Attorney General be requested for an opinion as to the constitutionality of the bill.

Mr. Blankenship moved to table the motion by Mr. Sharpe.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—101

Allen
Avant
Bailey
Baker
Benton
Blankenship
Brawner
Bray
Bridgers
Brown
Bruhl
Bundy
Burnaman
Carlton
Carrington
Cato
Chambers
Clark

Cleveland
Coker
Colson, Mrs.
Connelly
Crosthwait
Daniel
Davis
Deen
Dickson of Bexar
Dove
Duckett
Evans
Ellis
Ferguson
Files
Gandy
Garland
Hardeman

Hargis
Harris of Hill
Hefin
Helpinstill
Hileman
Hobbs
Howington
Huddleston
Huffman
Hughes
Humphrey
Hutchinson
Isaacks
Jones
Kelly
Kennedy
King
Klingeman
Knight
Lansberry
Lehman
Leyendecker
Love
Lucas
Lyle
McCann
McDonald
McGlasson
Markle
Martin
Matthews
Mills
Montgomery

Moore
Morris
Murray
Pace
Parker
Pevehouse
Phillips
Price
Rampy
Reed of Dallas
Ridgeway
Roberts
Rhodes
Senterfitt
Shell
Simpson
Skiles
Smith of Bastrop
Spacek
Stanford
Stinson
Stubbs
Taylor
Thornton
Turner
Vale
Voigt
Walters
Wattner
Weatherford
White
Winfree

Nays—28

Allison
Alsup
Bean
Bell
Bullock
Craig
Crossley
Eubank
Favors
Fuchs
Halsey
Hanna
Hartzog
Henderson

Howard
Hoyo
Kersey
Kinard
Little
Lowry
McAlister
McMurry
McNamara
Manning
Morse
Roark
Sharpe
Spangler

Absent

Celaya
Dickson of Nolan
Donald
Dwyer
Gilmer

Goodman
Harris of Dallas
McLellan
Morgan
Nicholson

Absent—Excused

Anderson
Boone
Burkett

Fitzgerald
Lock
Manford

Reed of Bowie
Sallas

Smith of Atascosa
Whitesides

Mr. Kersey offered the following amendment to the bill:

Amend House Bill No. 373 by adding a new section to read as follows:

"There is hereby appropriated out of the General Revenue Fund the sum of \$10,000 to be paid to the Liquor Control Board to enforce this law in dry counties."

KERSEY,
EUBANK.

Mr. Blankenship moved to table the amendment by Mr. Kersey.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—104

Allen	Hanna
Allison	Hardeman
Avant	Hargis
Baker	Harris of Dallas
Benton	Harris of Hill
Blankenship	Heflin
Brawner	Helpinstill
Bray	Hileman
Bridgers	Hobbs
Brown	Howington
Bruhl	Hoyo
Bundy	Huddleston
Burnaman	Huffman
Carlton	Hughes
Carrington	Humphrey
Cato	Hutchinson
Chambers	Isaacks
Clark	Jones
Cleveland	Kelly
Coker	Kennedy
Colson, Mrs.	Kinard
Connelly	King
Crosthwait	Klingeman
Daniel	Knight
Davis	Lansberry
Deen	Lehman
Dickson of Bexar	Leyendecker
Dove	Love
Duckett	Lucas
Ellis	Lyle
Evans	McCann
Ferguson	McDonald
Files	McGlasson
Garland	Markle
Halsey	Martin

Matthews
Mills
Moore
Morgan
Morris
Murray
Pace
Parker
Pevehouse
Phillips
Price
Rampy
Reed of Dallas
Ridgeway
Roberts
Rhodes
Senterfitt

Shell
Simpson
Skiles
Smith of Bastrop
Spacek
Spangler
Stanford
Stinson
Stubbs
Turner
Vale
Voigt
Walters
Wattner
Weatherford
White
Winfree

Nays—24

Alsup	Henderson
Bailey	Howard
Bean	Kersey
Bell	Little
Bullock	Lowry
Celaya	McMurry
Craig	McNamara
Eubank	Manning
Favors	Morse
Fuchs	Roark
Gandy	Sharpe
Hartzog	Taylor

Absent

Crossley	McAlister
Dickson of Nolan	McLellan
Donald	Montgomery
Dwyer	Nicholson
Gilmer	Thornton
Goodman	

Absent—Excused

Anderson	Manford
Boone	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

Mr. Taylor offered the following amendment to the bill:

Amend House Bill No. 373 by striking out all below the enacting clause and inserting in lieu thereof the following:

Be It Enacted by the Legislature of the State of Texas:

Section 1. That Subsection (18), Section 15, Article I, Chapter 467, Acts of the Second Called Session of the Forty-fourth Legislature, as amended by H. B. 5, Acts of the

Regular Session of the Forty-fifth Legislature, be further amended so as to hereafter read as follows:

(18) Medicinal Permits. Retail Pharmacists shall be entitled to receive medicinal permits and sell or dispense liquor for medicinal purposes only. The holders of such permits are authorized to purchase liquor from holders of wholesaler's permits in this State. Any pharmacy for which a permit is sought must be a bona fide pharmacy registered with the State Board of Pharmacy; must employ and have on duty at all times a registered pharmacist and must have been in operation as a pharmacy for at least two (2) years in the particular political subdivision in which a permit is sought.

It shall be unlawful for any holder of a medicinal permit, his agents, servants, or employees to sell or dispense any liquor except upon a prescription issued by a physician licensed to practice medicine in this State.

It shall be unlawful for any physician who is not licensed to practice medicine for the care and treatment of human ailments in this State to prescribe liquor as medicine for any person.

It shall be unlawful for any physician to prescribe liquor for any person not examined by him, and for any person to sell or dispense liquor under a prescription for any other than medicinal purposes.

It shall be unlawful for the holder of any medical permit to compensate in any manner any physician in this State for writing a prescription or to guarantee to any physician any income more or less for the writing of prescriptions for liquor.

It shall be unlawful for the holder of a medicinal permit to sell or dispense liquor in any one week beginning Sunday at midnight upon prescriptions exceeding in monetary value other items sold by the holder of said medicinal permit during such period.

It shall be unlawful for any holder of a medicinal permit to furnish any office space to any physician or to permit the writing or issuing of any liquor prescription upon the same

premises for which a medicinal permit is held.

It shall be unlawful for any person to sell or deliver any liquor from the premises for which a Medicinal Permit has been issued, unless the person making such sale or delivery shall have physical possession of the prescription for such liquor.

It shall be unlawful for any physician to prescribe more than one pint of liquor to any person in any one day.

Prescriptions for liquor must be signed by the physician and must bear the date of issuance, the name and address of the patient, and the directions for use. The permittee, who fills a prescription for liquor, is charged with the duty of preserving such prescription for a period of at least two (2) years and the same shall be open for inspection at any time upon request by any authorized representative of the Board. All Medicinal Permit holders shall make and keep such other records as may be required by the Board, relative to receipts and sales of liquor. It is specifically provided that only the holders of Medicinal Permits are authorized to sell and dispense liquor for medicinal purposes. It shall be unlawful for any pharmacist to knowingly fill a liquor prescription bearing a fictitious name, for anyone.

The annual permit fee for a Medicinal Permit to pharmacies in dry areas shall be Fifty Dollars (\$50) and in wet areas the annual fee shall be the same as the annual fee for a package store.

A tax of twenty-five cents (25¢) per prescription is hereby levied to be collected in such manner under the rules and regulations promulgated by the Texas Liquor Control Board.

Medicinal Permits may also be issued by the Board to hospitals, sanatoria, and like institutions for the care and treatment of the sick. The holders of such permits are authorized to purchase liquor from holders of wholesaler's permits in this State, and such hospitals, sanatoria, and other like institutions may sell or dispense the same for medicinal purposes only. The holders of such

permits may dispense medicinal liquor at any time but only to patients or inmates confined or under treatment therein, but in no event except under the direction of licensed physicians. The annual fee for hospitals, sanatoria, and like institutions shall be One Dollar (\$1) regardless of when issued and no bond shall be required.

It shall be unlawful for any pharmacist, owner, or operator of a pharmacy holding a medicinal permit to employ or compensate in any manner any physician in this State for writing a prescription for medicinal liquor.

The fact that the present law is inadequate to restrict the sales of liquor under Medicinal Permits to strictly medicinal purposes, and that the Local Option Laws of this State are being largely nullified, thereby creates an emergency and an imperative public necessity that the Constitutional Rule requiring all bills to be read on three (3) several days in each House be suspended, and such Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage; and it is so enacted.

Mr. Hileman moved the previous question on the pending amendment and the final passage of House Bill No. 373, and the main question was ordered.

Mr. Blankenship moved to table the amendment by Mr. Taylor.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—78

Allen	Coker
Avant	Connelly
Baker	Crosthwait
Blankenship	Daniel
Brawner	Davis
Bridgers	Deen
Burnaman	Dickson of Bexar
Carlton	Dove
Carrington	Duckett
Cato	Ellis
Chambers	Evans
Clark	Ferguson
Cleveland	Files

Gandy	Matthews
Garland	Mills
Hargis	Montgomery
Harris of Hill	Moore
Helpinstill	Morris
Hileman	Murray
Hobbs	Pace
Howington	Pevehouse
Huddleston	Price
Huffman	Rampy
Hughes	Rhodes
Humphrey	Senterfitt
Isaacks	Shell
Jones	Simpson
Kelly	Smith of Bastrop
Kennedy	Spacek
King	Stanford
Knight	Stinson
Lehman	Thornton
Leyendecker	Turner
Love	Voigt
McCann	Walters
McDonald	Wattner
McGlasson	Weatherford
Markle	White
Martin	Winfree

Nays—52

Allison	Kinard
Alsup	Klingeman
Bailey	Lansberry
Bean	Little
Bell	Lowry
Benton	Lucas
Bray	Lyle
Brown	McAlister
Bullock	McLellan
Celaya	McMurry
Craig	McNamara
Crossley	Manning
Eubank	Morgan
Favors	Morse
Fuchs	Nicholson
Gilmer	Parker
Goodman	Phillips
Halsey	Reed of Dallas
Hardeman	Ridgeway
Harris of Dallas	Roark
Hartzog	Roberts
Henderson	Sharpe
Howard	Skiles
Hoyo	Stubbs
Hutchinson	Taylor
Kersey	Vale

Absent

Bruhl	Dwyer
Bundy	Hanna
Colson, Mrs.	Heflin
Dickson of Nolan	Spangler
Donald	

Absent—Excused

Anderson	Manford
Boone	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

House Bill No. 373 was then passed by the following vote:

Yeas—114

Allen	Howington
Allison	Huddleston
Alsup	Huffman
Avant	Hughes
Bailey	Humphrey
Baker	Hutchinson
Benton	Isaacks
Blankenship	Jones
Brawner	Kelly
Bray	Kennedy
Bridgers	Kersey
Brown	King
Bruhl	Klingeman
Bullock	Knight
Bundy	Lansberry
Burnaman	Lehman
Carlton	Little
Carrington	Leyendecker
Cato	Love
Chambers	Lucas
Clark	Lyle
Cleveland	McCann
Coker	McDonald
Colson, Mrs.	McLellan
Connelly	McMurry
Craig	Manning
Crossley	Markle
Crosthwait	Martin
Daniel	Matthews
Davis	Mills
Deen	Montgomery
Dickson of Bexar	Moore
Dove	Morgan
Duckett	Morris
Ellis	Murray
Evans	Pace
Favors	Parker
Ferguson	Pevehouse
Files	Phillips
Gandy	Price
Garland	Rampy
Halsey	Reed of Dallas
Hardeman	Roberts
Hargis	Rhodes
Harris of Dallas	Senterfitt
Harris of Hill	Sharpe
Helpinstill	Shell
Henderson	Simpson
Hileman	Skiles
Hobbs	Smith of Bastrop

Spacek
Stanford
Stinson
Stubbs
Taylor
Thornton
Turner

Vale
Voigt
Walters
Wattner
Weatherford
White
Winfree

Nays—15

Bean	Kinard
Bell	Lowry
Eubank	McAlister
Fuchs	McNamara
Hanna	Morse
Hartzog	Nicholson
Howard	Ridgeway
Hoyo	

Absent

Celaya	Goodman
Dickson of Nolan	Heflin
Donald	McGlasson
Dwyer	Roark
Gilmer	Spangler

Absent—Excused

Anderson	Manford
Boone	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

Mr. Blankenship moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE

Austin, Texas, March 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 19, A bill to be entitled "An Act to amend Sections 3 and 5 of Chapter 42, General Laws of Texas, passed by the Forty-first Legislature, Second Called Session, as amended by Sections 3 and 5 of Chapter 282, Acts Regular Session, Forty-second Legislature; repealing Section 7 of Chapter 282, Acts Regular Session, Forty-second Legislature, said Acts relating to the operation of vehicles on the public highways of Texas; and declaring an emergency." (With amendments.)

Adopted

H. C. R. No. 76, A Poem to Coke Stevenson on his Birthday.

H. C. R. No. 77, Relative to Adjournment.

Respectfully,

BOB BARKER,
Secretary of the Senate.

RECALLING HOUSE BILL NO. 143 FROM THE SENATE

Mr. Daniel offered the following resolution:

H. S. R. No. 160, Recalling House Bill No. 143 from the Senate.

Whereas, House Bill Number 143, a squirrel law for Liberty and Hardin Counties, has passed the House of Representatives and is now before the Senate of the State of Texas; and

Whereas, The bill was passed by the House of Representatives in the absence of the author and a correction is necessary; and

Whereas, It is the desire of the author of said bill to recall the same to the House of Representatives in order that it may be corrected and amended; now, therefore, be it

Resolved by the House of Representatives, That the Senate be requested to return to the House, H. B. No. 143 for the express purpose of correcting and amending said bill.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, March 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 5, A bill to be entitled "An Act defining industrial life insurance, etc., and declaring an emergency." (With amendments.)

H. B. No. 513, A bill to be entitled "An Act creating a special road law for Camp County, etc., and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

ADDITIONAL SIGNERS OF HOUSE BILLS

By unanimous consent of the House, the following Members were authorized to sign bills as co-authors of same, as follows:

Mr. McCann: House Bill No. 767.

Mr. Lyle: House Bill No. 444.

Mr. Kelly: House Bill No. 658.

Mr. Manning: House Bill No. 392.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 303, "An Act making it unlawful to kill or attempt to kill wild turkey or trap or molest same in Colorado, Wharton, Lavaca and Jackson Counties for a period of four years; providing a penalty; repealing all conflicting laws and declaring an emergency."

H. B. No. 330, "An Act amending Senate Bill No. 355, same being Chapter 338, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Senate Bill No. 309, same being Chapter 341, Acts of the Forty-fifth Legislature, as amended by Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature, by adding a new section prescribing the procedure to be followed by the Assessor and Collector of Taxes of Coleman County, Texas, in paying over to the Central Colorado River Authority the moneys granted said Authority under the provisions of Section 17a of Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature, and declaring an emergency."

H. B. No. 159, "An Act relating to marks and brands of live stock in Gonzales County only; amending Article 6899 of the Revised Civil Statutes of Texas, by adding thereto a new section requiring that in said county each owner of any live stock mentioned in Chapter 1 of Title 121 of the Revised Civil Statutes of Texas, of 1925, shall within six (6) months after this Act takes effect, have his mark and brand for such

stock recorded at the office of the County Clerk of said county; and providing that such owners shall so record such marks and brands whether heretofore recorded or not and that after the expiration of six (6) months from taking effect of this Act all records and marks and brands now in existence shall no longer have any force or effect and that after the expiration of six (6) months only the records made after this Act shall be effective and considered the recorded marks and brands in said county; and further providing that the County Clerk of said county shall publish this Act in some newspaper in general circulation in the county for a period of thirty (30) days; and declaring an emergency."

S. C. R. No. 33, Authorizing the loan of certain highway equipment.

H. C. R. No. 77, Providing for certain adjournment period.

HOUSE BILLS ON FIRST READING

The following House Bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Bundy:

H. B. No. 772, A bill to be entitled "An Act to amend Section 1 of Senate Bill No. 314, Chapter 59, page 74, Special Laws of the Regular Session of the 43rd Legislature, so as to except Wild Geese and Wild Ducks from the provisions thereof; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Halsey:

H. B. No. 773, A bill to be entitled "An Act authorizing the Board of Directors of Texas Technological College to purchase insurance on the contents of the book store located on the campus of the college, and on the building and contents of the R. O. T. C. Building located on the campus of the college, and on the building and contents of the N. Y. A. Cooperative Dormitory Building located on the campus of the college; authorizing the payment of the necessary insurance premiums out of the local funds of the college and appropriat-

ing sufficient funds of money therefrom to pay same; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Halsey:

H. B. No. 774, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts having a scholastic population, according to the 1940-1941 scholastic census, of not less than 344 and not more than 347 approved scholastics, whether such school district is organized under general or special law; provided that no such tax shall be levied, collected, abrogated, diminished, or increased, and no bonds shall be issued hereunder, until such action has been authorized by a majority of the votes cast at an election held for such purpose; prescribing the qualifications of voters eligible to vote in such election; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Daniel:

H. B. No. 775, A bill to be entitled "An Act amending Article 3912e, Section 15, of Chapter 1 of Title 61 of the Revised Civil Statutes of the State of Texas by adding to Article 3912e, after Section 15, an additional Section to be known as Section 15a; providing that in counties having a population of not less than Twenty-four Thousand and Five Hundred (24,500) and not more than Twenty-four Thousand and Seven Hundred (24,700), according to the last preceding Federal Census and which has an assessed valuation of not less than Twenty Million (\$20,000,000.00), Dollars, according to the last preceding approved tax roll of such counties, the County Judge's salary is hereby fixed at Thirty-four Hundred and Twenty (\$3,420.00) Dollars; repealing all laws in conflict therewith and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Daniel:

H. B. No. 776, A bill to be entitled "An Act amending Chapter 2 of

Title 34, Article 1645, of the Revised Civil Statutes of the State of Texas, providing for a new Article to be added after 1645, to be known as Article 1645e-2, providing that the County Auditor in counties having a population of not less than Twenty-four Thousand Five Hundred (24,500) and not more than Twenty-four Thousand Seven Hundred (24,700) inhabitants according to the last preceding Federal Census, and having an assessed valuation of more than Twenty Million (\$20,000,000.00) Dollars, according to the last preceding approved tax roll of such counties, shall receive as compensation for his services One Hundred Fifty (\$150.00) Dollars for each One Million (\$1,000,000.00) Dollars or major portion thereof on the assessed valuation, such annual salary to be paid in twelve (12) monthly installments or in the same manner as other county officers are paid in said county; repealing all parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Daniel (by request):

H. B. No. 777, A bill to be entitled "An Act amending Chapter 1, Title 116, of the Revised Civil Statutes of the State of Texas by adding Article 6675a-2b, providing that in counties having a population of not less than Twenty-four Thousand Five Hundred (24,500) and not more than Twenty-four Thousand Seven Hundred (24,700) inhabitants according to the last preceding Federal Census the County Tax Collector may establish a sub-office or branch office for the sale of motor vehicle license plates at one or more places in the county other than the office of the County Tax Collector, and may appoint a Deputy to make such sales under the same power and authority as if they were made at the courthouse and in the office of the Tax Collector, and all reports of such sub or branch offices shall be made through the regular office of the Tax Collector just as if though the sales were actually made in his office; repealing all laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Daniel:

H. B. No. 778, A bill to be entitled "An Act making it unlawful to kill fox in Liberty and Hardin Counties for a period of five years; providing a penalty; repealing all conflicting laws and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Daniel:

H. B. No. 779, A bill to be entitled "An Act making it unlawful to kill or attempt to kill bear or wild turkey or molest same in Hardin County for a period of five years; providing a penalty; repealing all conflicting laws and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Daniel:

H. B. No. 780, A bill to be entitled "An Act making it unlawful to kill or attempt to kill deer, bear or wild turkey or trap or molest same in Liberty County for a period of five years; providing a penalty; repealing all conflicting laws and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Walters:

H. B. No. 781, A bill to be entitled "An Act preventing the killing or possession of any fox in Hopkins County for a period of five years; repealing conflicting laws; providing a penalty; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Rhodes:

H. B. No. 784, A bill to be entitled "An Act validating the incorporation of certain cities and towns of more than six hundred (600) and less than two thousand (2000) inhabitants, heretofore incorporated and/or attempted to be incorporated under the General Laws of Texas, Title 28, Revised Civil Statutes of Texas, 1925; and validating all governmental proceedings performed by the governing bodies of such cities and towns since their incorporation or at-

tempted incorporation, respectively; providing the provisions hereof shall affect no city or town now in litigation; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

Mr. Isaacks asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 782.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Isaacks and Mr. Bridgers:

H. B. No. 782, A bill to be entitled "An Act to define, regulate, license and tax itinerant merchants by motor vehicle and the business conducted by them; to provide that the revenues arising from the administration and enforcement of this Act shall be paid into the State Treasury; to provide for the administration and enforcement of this Act by the Railroad Commission of Texas; to define the grounds upon which the Railroad Commission of Texas can issue, refuse or revoke a license; to require itinerant merchants to obtain and carry motor vehicle liability and property damage insurance; to require itinerant merchants to designate and appoint the Secretary of the Railroad Commission of Texas as an agent to accept service, or upon whom service or process may be made; to provide criminal penalties and civil liabilities for violation hereof; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

Mr. Isaacks asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 783.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Isaacks:

H. B. No. 783, A bill to be entitled "An Act amending that part of Sec-

tion 1 of Article 8309 defining the term 'injury' or 'personal injury' so as to include occupational diseases; and declaring an emergency."

Referred to the Committee on Insurance.

Mr. Dwyer moved to introduce at this time and have placed on first reading House Bill No. 785.

The motion prevailed by the following vote:

Yeas—103

Allison	Howard
Avant	Howington
Bailey	Hoyo
Baker	Huddleston
Bean	Huffman
Bell	Hughes
Benton	Hutchinson
Blankenship	Isaacks
Bray	Jones
Bridgers	Kelly
Bruhl	Kersey
Bundy	Klingeman
Burnaman	Knight
Carrington	Lansberry
Cato	Lehman
Celaya	Little
Chambers	Love
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McCann
Craig	McDonald
Crossley	McGlasson
Crosthwait	McLellan
Daniel	McMurry
Dickson of Bexar	McNamara
Duckett	Martin
Dwyer	Montgomery
Ellis	Moore
Evans	Morgan
Favors	Morse
Ferguson	Murray
Fuchs	Nicholson
Gandy	Pace
Garland	Pevehouse
Gilmer	Phillips
Goodman	Rampy
Halsey	Reed of Dallas
Hanna	Ridgeway
Hardeman	Roberts
Hargis	Rhodes
Harris of Dallas	Senterfitt
Harris of Hill	Sharpe
Heflin	Shell
Helpinstill	Skiles
Henderson	Smith of Bastrop
Hileman	Spacek

Stinson	Walters
Stubbs	Wattner
Taylor	Weatherford
Thornton	White
Turner	Winfree
Voigt	

Nays—24

Allen	King
Alsup	Lowry
Brawner	McAlister
Brown	Manning
Carlton	Markle
Clark	Matthews
Cleveland	Mills
Davis	Morris
Eubank	Parker
Files	Price
Hartzog	Roark
Kennedy	Simpson

Absent

Bullock	Humphrey
Deen	Kinard
Dickson of Nolan	Leyendecker
Donald	Spangler
Dove	Stanford
Hobbs	Vale

Absent—Excused

Anderson	Manford
Boone	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Dwyer and Mr. Dickson of Bexar:

H. B. No. 785, A bill to be entitled "An Act making it unlawful for the driver of any privately owned passenger automobile or commercial vehicle, not licensed to carry passengers, to pick up any person on the highway for transportation, with or without charge, if said person is unknown to the driver of said automobile or commercial vehicle or some passenger therein; providing that the provisions of this Act shall not prohibit transporting injured persons from the scene of a wreck, or transporting a person whose automobile has broken down on the highway to a point where assistance is available; providing that any vio-

lation of the provisions of this Act shall constitute a misdemeanor, and fixing the penalties therefor; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

HOUSE JOINT RESOLUTION ON FIRST READING

Mr. Kelly asked unanimous consent to introduce at this time and have placed on first reading House Joint Resolution No. 35.

There was no objection.

The Speaker then laid the resolution before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Kelly and Mr. Alsup:

H. J. R. No. 35, Proposing an amendment to Section 5 of Article III of the Constitution of Texas to authorize the Members of the House of Representatives and of the Senate to introduce bills and resolutions after they are elected, in anticipation of the next succeeding Regular Session of the Legislature, in such manner as shall be provided for by the Legislature."

Referred to the Committee on Constitutional Amendments.

RECESS

Mr. Morgan moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Mr. Alsup moved that the House recess until 3:00 o'clock p. m. today.

Question first recurring on the motion to adjourn, it was lost.

Question then recurring on the motion to recess until 3:00 o'clock p. m. today, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—94

Allison	Bean
Alsup	Bell
Avant	Blankenship
Bailey	Bray
Baker	Bridgers

Bruhl	Klingeman
Bundy	Knight
Burnaman	Lansberry
Carlton	Little
Carrington	Love
Cato	Lowry
Celaya	Lucas
Chambers	Lyle
Coker	McCann
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McMurry
Crossley	McNamara
Crosthwait	Manning
Davis	Matthews
Deen	Moore
Dickson of Bexar	Morris
Ellis	Morse
Eubank	Murray
Evans	Pace
Favors	Parker
Ferguson	Phillips
Gandy	Price
Garland	Rampy
Gilmer	Reed of Dallas
Halsey	Ridgeway
Hanna	Roberts
Hardeman	Senterfitt
Hargis	Shell
Harris of Dallas	Simpson
Harris of Hill	Smith of Bastrop
Hartzog	Spacek
Hileman	Stinson
Howington	Stubbs
Hoyo	Taylor
Huddleston	Thornton
Huffman	Turner
Humphrey	Vale
Isaacks	Walters
Kelly	Wattner
Kersey	Weatherford
King	White

Nays—34

Allen	Kennedy
Benton	Kinard
Brawner	Lehman
Brown	McLellan
Clark	Markle
Cleveland	Martin
Duckett	Mills
Dwyer	Montgomery
Files	Morgan
Fuchs	Nicholson
Helpinstill	Pevehouse
Henderson	Roark
Hobbs	Rhodes
Howard	Sharpe
Hughes	Skiles
Hutchinson	Voigt
Jones	Winfree

Absent

Bullock	Heflin
Daniel	Leyendecker
Dickson of Nolan	McAlister
Donald	Spangler
Dove	Stanford
Goodman	

Absent—Excused

Anderson	Manford
Boone	Reed of Bowie
Burkett	Sallas
Fitzgerald	Smith of Atascosa
Lock	Whitesides

The House accordingly at 1:25 o'clock p. m. took recess until 3:00 o'clock p. m. today.

AFTERNOON SESSION

The House met at 3:00 o'clock p. m. and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Donald for this afternoon on account of important business, on motion of Mr. Lucas.

Mr. Stanford for this afternoon on account of important business, on motion of Mr. Carrington.

HOUSE BILL NO. 338 WITH
SENATE AMENDMENTS

Mr. McDonald called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 338, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to construct or acquire, and equip not more than six dormitories, an office building, and additional power and steam plant equipment, authorizing and requiring said Board to fix fees and charges for the use of such buildings and to make parietal rules concerning the same; etc.; and declaring an emergency."

Mr. McDonald moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust

the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action the Speaker announced the appointment of the following Conference Committee:

Messrs. McDonald, Skiles, Halsey, Hardeman and White.

HOUSE BILL NO. 5 WITH SENATE AMENDMENTS

Mr. Morse called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 5, A bill to be entitled "An Act defining Industrial Life Insurance; forbidding the delivery or issuance for delivery of any policy of Industrial Life Insurance, unless it shall contain certain provisions, and making said provisions subject to certain exceptions; securing to insureds and beneficiaries under policies previously issued, the right to select, under certain circumstances, extended or paid-up insurance and providing for the automatic selection of extended insurance in the event such insureds or beneficiaries fail to make a selection; designating additional optional provisions to be contained in policies of Industrial Life Insurance; forbidding the inclusion of certain provisions in Industrial Life Insurance policies; requiring approval of the Board of Insurance Commissioners of all policies of Industrial Life Insurance, including such policies which provide for accident and health benefits in addition to natural death benefits, and all riders and endorsements before same can be delivered or issued for delivery; requiring written notice in case of disapproval of any policy, rider or endorsement; providing for an appeal from the decision of the Board; providing that this Act and no other shall apply to and govern the form and content of Industrial Life Insurance policies; providing that upon proper showing to the Board of Insurance Commissioners of inability of an insurer to comply with this Act immediately upon the same becoming effective, such insurer may at the discretion of the Board have sixty days from and

after the effective date of this Act in which to make full compliance with its provisions; providing for the severability of the provisions of this Act, and declaring an emergency."

On motion of Mr. Morse, the House concurred in the Senate amendments by the following vote:

Yeas—108

Allison	Hutchinson
Alsup	Isaacks
Avant	Jones
Bailey	Kelly
Baker	Kennedy
Bean	Kersey
Bell	Kinard
Benton	King
Blankenship	Knight
Bray	Lansberry
Bridgers	Lehman
Brown	Leyendecker
Bruhl	Little
Bullock	Love
Bundy	Lowry
Burnaman	Lucas
Carlton	Lyle
Carrington	McAlister
Cato	McCann
Clark	McDonald
Coker	McGlasson
Colson, Mrs.	McLellan
Connelly	McNamara
Daniel	Manford
Davis	Manning
Deen	Markle
Dickson of Nolan	Martin
Donald	Matthews
Dove	Mills
Duckett	Moore
Dwyer	Morris
Ellis	Morse
Eubank	Murray
Ferguson	Nicholson
Files	Pace
Fuchs	Parker
Gandy	Pevehouse
Gilmer	Phillips
Goodman	Price
Halsey	Rampy
Hargis	Reed of Dallas
Harris of Dallas	Ridgeway
Harris of Hill	Roberts
Helpinstill	Rhodes
Hileman	Senterfitt
Hobbs	Simpson
Howington	Skiles
Hoyo	Smith of Bastrop
Huddleston	Spacek
Huffman	Stinson
Hughes	Stubbs

Taylor
Thornton
Walters

Wattner
Weatherford
White

Absent

Allen	Henderson
Brawner	Howard
Celaya	Humphrey
Chambers	Klingeman
Cleveland	McMurry
Craig	Montgomery
Crossley	Morgan
Crothwait	Roark
Dickson of Bexar	Sharpe
Evans	Shell
Favors	Spangler
Garland	Turner
Hanna	Vale
Hardeman	Voigt
Hartzog	Winfree
Heflin	

Absent—Excused

Anderson	Reed of Bowie
Boone	Sallas
Burkett	Smith of Atascosa
Fitzgerald	Stanford
Lock	Whitesides

HOUSE BILL NO. 19 WITH SENATE AMENDMENTS

Mr. Alsup called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 19, A bill to be entitled "An Act to amend Sections 3 and 5 of Chapter 42, General Laws of Texas, passed by the 41st Legislature, 2nd Called Session, as amended by Sections 3 and 5 of Chapter 282, Acts Regular Session, 42nd Legislature; repealing Section 7 of Chapter 282, Acts Regular Session, 42nd Legislature, said Acts relating to the operation of vehicles on the public highways of Texas; and declaring an emergency."

Mr. Alsup moved that the House concur in the Senate amendments.

Mr. Alsup moved a call of the House for the purpose of maintaining a quorum until House Bill No. 19 is disposed of, and the call was duly ordered.

On motion of Mr. Manning, the Sergeant at Arms was instructed to bring in all absent Members within the city who are not ill.

The roll of the House was called and a quorum was announced present.

Question, Shall the House concur in Senate amendments to House Bill No. 19?

The House concurred in the Senate amendments to House Bill No. 19 by the following vote:

Yeas—124

Allen	Hargis
Allison	Harris of Dallas
Alsup	Harris of Hill
Avant	Hartzog
Bailey	Heflin
Baker	Henderson
Bean	Hileman
Bell	Howington
Benton	Hoyo
Blankenship	Huddleston
Brawner	Huffman
Bray	Hughes
Bridgers	Humphrey
Bruhl	Hutchinson
Bullock	Isaacks
Bundy	Jones
Carlton	Kelly
Carrington	Kennedy
Cato	Kersey
Celaya	Kinard
Chambers	King
Clark	Klingeman
Cleveland	Knight
Coker	Lansberry
Colson, Mrs.	Lehman
Connelly	Leyendecker
Craig	Little
Crossley	Love
Crothwait	Lowry
Daniel	Lucas
Davis	Lyle
Deen	McCann
Dickson of Bexar	McDonald
Dove	McGlasson
Duckett	McLellan
Dwyer	McMurry
Ellis	McNamara
Eubank	Manford
Favors	Manning
Ferguson	Markle
Files	Martin
Fuchs	Matthews
Gandy	Montgomery
Garland	Moore
Gilmer	Morris
Goodman	Morse
Halsey	Murray
Hanna	Nicholson
Hardeman	Pace

Parker	Smith of Bastrop
Phillips	Spacek
Price	Spangler
Rampy	Stinson
Reed of Dallas	Taylor
Ridgeway	Thornton
Roark	Turner
Roberts	Vale
Rhodes	Voigt
Senterfitt	Walters
Sharpe	Wattner
Shell	Weatherford
Skiles	White

Nays—5

Brown	Morgan
McAlister	Simpson
Mills	

Absent

Burnaman	Howard
Dickson of Nolan	Pevehouse
Evans	Stubbs
Helpinstill	Winfree
Hobbs	

Absent—Excused

Anderson	Reed of Bowie
Boone	Sallas
Burkett	Smith of Atascosa
Donald	Stanford
Fitzgerald	Whitesides
Lock	

Mr. Alsup moved to reconsider the vote by which the House concurred in Senate amendments to House Bill No. 19, and to table the motion to reconsider.

The motion to table prevailed.

RELATIVE TO HOUSE BILL NO. 322

Mr. Favors moved to suspend the Rules for the purpose of making a motion to reconsider the vote by which House Bill No. 322 was heretofore tabled.

The motion to suspend the Rule was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—65

Allen	Carrington
Avant	Cato
Bailey	Coker
Baker	Connelly
Bullock	Craig

Crossley	Lehman
Daniel	Lowry
Davis	Lucas
Deen	McCann
Dickson of Bexar	McDonald
Dove	McLellan
Dwyer	McMurry
Ellis	Manford
Eubank	Manning
Favors	Matthews
Ferguson	Moore
Gandy	Morgan
Goodman	Murray
Halsey	Pace
Hargis	Parker
Helpinstill	Price
Henderson	Rampy
Hileman	Ridgeway
Hobbs	Roark
Hoyo	Sharpe
Huddleston	Simpson
Huffman	Smith of Bastrop
Hutchinson	Spacek
Kennedy	Stubbs
Kersey	Turner
Kinard	Walters
King	White
Knight	

Nays—64

Allison	Jones
Alsup	Kelly
Bean	Klingeman
Bell	Lansberry
Benton	Leyendecker
Blankenship	Little
Brawner	Love
Bray	Lyle
Bridgers	McAlister
Brown	McGlasson
Bruhl	McNamara
Bundy	Markle
Carlton	Martin
Chambers	Mills
Clark	Montgomery
Cleveland	Morris
Colson, Mrs.	Morse
Crosthwait	Nicholson
Duckett	Phillips
Files	Reed of Dallas
Fuchs	Roberts
Gilmer	Rhodes
Hanna	Senterfitt
Hardeman	Shell
Harris of Dallas	Skiles
Harris of Hill	Spangler
Hartzog	Stinson
Heflin	Taylor
Howington	Thornton
Hughes	Voigt
Humphrey	Wattner
Isaacks	Weatherford

Present—Not Voting

Burnaman

Absent

Celaya	Howard
Dickson of Nolan	Pevehouse
Evans	Vale
Garland	Winfree

Absent—Excused

Anderson	Reed of Bowie
Boone	Sallas
Burkett	Smith of Atascosa
Donald	Stanford
Fitzgerald	Whitesides
Lock	

SPECIAL ORDER SET

Mr. Halsey moved that House Bill No. 364 be set for Special Order at 11:00 o'clock a. m. next Tuesday.

The motion prevailed by the following vote:

Yeas—97

Allen	Files
Allison	Fuchs
Alsup	Gandy
Avant	Goodman
Bean	Halsey
Bell	Hanna
Benton	Hargis
Blankenship	Harris of Dallas
Brawner	Harris of Hill
Bridgers	Hartzog
Bruhl	Helpinstill
Bullock	Henderson
Bundy	Hileman
Burnaman	Hoyo
Carlton	Huffman
Carrington	Humphrey
Cato	Isaacks
Chambers	Jones
Clark	Kelly
Cleveland	Kinard
Coker	King
Colson, Mrs.	Knight
Craig	Lehman
Crossley	Leyendecker
Crosthwait	Love
Daniel	Lowry
Davis	Lucas
Deen	Lyle
Dickson of Bexar	McAlister
Dove	McCann
Duckett	McDonald
Ellis	McGlasson
Eubank	McLellan
Favors	McNamara
Ferguson	Manford

Manning

Martin

Mills

Moore

Morgan

Morris

Morse

Murray

Nicholson

Pace

Parker

Reed of Dallas

Ridgeway

Roark

Roberts

Senterfitt

Shell

Skiles

Smith of Bastrop

Spangler

Stinson

Stubbs

Taylor

Vale

Voigt

Wattner

Weatherford

Nays—20

Bailey	Lansberry
Baker	McMurry
Bray	Markle
Connelly	Matthews
Hobbs	Montgomery
Howington	Phillips
Hughes	Price
Hutchinson	Rampy
Kennedy	Rhodes
Klingeman	Spacek

Absent

Brown	Kersey
Celaya	Little
Dickson of Nolan	Pevehouse
Dwyer	Sharpe
Evans	Simpson
Garland	Thornton
Gilmer	Turner
Hardeman	Walters
Heflin	White
Howard	Winfree
Huddleston	

Absent—Excused

Anderson	Reed of Bowie
Boone	Sallas
Burkett	Smith of Atascosa
Donald	Stanford
Fitzgerald	Whitesides
Lock	

RELATIVE TO HOUSE BILL
NO. 145

Mr. Manning moved to suspend the Rules for the purpose of making a motion to reconsider the vote by which House Bill No. 145 was tabled.

The motion to suspend the Rules was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—53

Allen	Hutchinson
Avant	Kelly
Bell	Klingeman
Blankenship	Knight
Brawner	Little
Bruhl	Lucas
Bullock	Lyle
Carrington	McCann
Cato	McGlasson
Colson, Mrs.	McLellan
Crosthwait	McMurry
Daniel	McNamara
Dickson of Bexar	Manning
Dove	Martin
Duckett	Mills
Ellis	Montgomery
Ferguson	Morse
Files	Pace
Halsey	Roark
Hargis	Skiles
Harris of Dallas	Smith of Bastrop
Heflin	Spacek
Helpinstill	Stubbs
Hileman	Taylor
Hobbs	Wattner
Hoyo	Weatherford
Humphrey	

Nays—51

Allison	Jones
Bailey	Kennedy
Baker	Kersey
Benton	Kinard
Bray	Lansberry
Brown	Leyendecker
Bundy	Love
Carlton	Lowry
Chambers	McAlister
Clark	McDonald
Cleveland	Markle
Coker	Matthews
Connelly	Moore
Craig	Murray
Crossley	Nicholson
Davis	Parker
Deen	Phillips
Dwyer	Price
Eubank	Roberts
Favors	Rhodes
Fuchs	Senterfitt
Hanna	Simpson
Harris of Hill	Spangler
Howington	Stinson
Huffman	Voigt
Hughes	

Absent

Alsup	Burnaman
Bean	Celaya
Bridgers	Dickson of Nolan

Evans	Morgan
Gandy	Morris
Garland	Pevehouse
Gilmer	Rampy
Goodman	Reed of Dallas
Hardeman	Ridgeway
Hartzog	Sharpe
Henderson	Shell
Howard	Thornton
Huddleston	Turner
Isaacks	Vale
King	Walters
Lehman	White
Manford	Winfree

Absent—Excused

Anderson	Reed of Bowie
Boone	Sallas
Burkett	Smith of Atascosa
Donald	Stanford
Fitzgerald	Whitesides
Lock	

RELATIVE TO HOUSE BILL
NO. 345

By unanimous consent of the House, on motion of Mr. Celaya, the following corrections were ordered to House Bill No. 345:

Unanimous consent to change the words and figures Six Thousand, Eight Hundred Dollars (\$6,800.00) to Six Thousand, Nine Hundred Dollars (\$6,900.00) in Section 1 of House Bill No. 345.

Strike out the words "Article 135a, Vernon's Revised Civil Statutes of Texas, 1925," and insert in lieu thereof the words: "Act, 1929, 41st Legislature, Second Called Session, p. 21, Chapter 15, House Bill No. 140."

Insert the words "Title 4" between the words "Chapter VII" and "Revised Civil Statutes."

Strike out the words "Revised Criminal Statutes of 1925," and insert in lieu thereof: "of Title 19, of the Penal Code of Texas of 1929."

Amend caption to conform to the body of the bill.

ADDITIONAL SIGNER OF HOUSE
BILL

By unanimous consent of the House the following Member was authorized to sign bill as co-author of same, as follows:

Mr. Kinard: House Bill No. 44.

HOUSE BILLS ON FIRST READING

The following House Bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Rampy:

H. B. No. 788, A bill to be entitled "An Act applicable to the County of Coke, State of Texas, prohibiting the transportation of minnows taken in said county beyond the borders of said county for the purpose of sale; limiting the number of minnows to be transported beyond the borders of said county; prohibiting the use of trot-lines or throw-lines containing more than twenty-five (25) hooks; limiting the use of such lines to a maximum of two such lines to any person or group of persons; providing for a closed season on fishing in said county, with certain exceptions; providing legal length of catfish in said county; providing the daily bag limit of catfish; providing penalties for any violation of this Act; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Rampy:

H. B. No. 789, A bill to be entitled "An Act applicable to the County of Coke, State of Texas, prohibiting the taking or hunting of wild deer, buck, doe, fawn and wild turkey for a period of five (5) years; prohibiting the taking or hunting of bobwhite quail and blue quail for a period of two (2) years; and providing penalties for any violation of this Act; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

Mr. McAlister asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 786.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. McAlister:

H. B. No. 786, A bill to be entitled "An Act amending Article 4618 of the Revised Civil Statutes of Texas, 1925, and providing for the sale of a homestead, by the wife, if her separate property, or the community property of husband and wife, where the husband is insane or has permanently abandoned the wife; and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

Mr. Daniel asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 787.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Daniel (by request):

H. B. No. 787, A bill to be entitled "An Act amending Chapter 4, Title 12 of the Penal Code by adding Article 734aa after Article 734a, providing that any person who had for a period of ten (10) years prior to the taking effect of this Act engaged in the business of bobbing or cutting hair in any barber shop, beauty shop or hair dressing establishment shall be entitled to a certificate as provided in Section 6 of Article 734a without taking an examination, the same as if such person was bobbing or cutting hair at the time of the taking effect of Section 6, Article 734a of the Texas Penal Code, Revised Civil Statutes; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Public Health.

Mr. Rampy asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 790.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Rampy:

H. B. No. 790, A bill to be entitled "An Act amending Article 2940, Chapter 3, Title 50, of the Revised Civil Statutes of 1925, as amended by Acts of the Regular Session, 46th Legislature, 1939, so as to provide that no one shall act as chairman or as member of any District, County or City Executive Committee who has not paid his poll tax, or who holds any office of profit or trust in either the United States or this State, or in any city or town in this State; excepting any person who holds any such office of profit or trust in either the United States or this State or in any city or town in this State, by election, whose election thereto was not obtained by his name appearing upon the official ballot at such election as a candidate of a political party and as the nominee thereof, and excepting an attorney for any municipality, city, school district or any other political subdivision of this State; or anyone who may be enjoying gratuitous passage on street cars or any other public service corporations by reason of his appointment as a special policeman; or anyone who has any connection whatever with the city whereby the city is justified in executing to any such person free transportation on the street cars, or franks entitling him to the free use of public service corporations, except a notary public; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

Mr. Hoyo asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 791.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Hoyo, Mr. Ridgeway, Mr. Dwyer and Mr. Dickson of Bexar:

H. B. No. 791, A bill to be entitled "An Act amending House Bill No. 6, Chapter 88, Page 172, subsection (i) of Section 1, Acts of the Forty-first Legislature, Second Called Session,

as amended by House Bill No. 32, Chapter 23, page 151, Acts of the Forty-first Legislature, Fifth Called Session, by adding to said subsection (i) a provision excepting vehicles used in the delivery of United States mails from the term 'Commercial Motor Vehicle'; and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

ADJOURNMENT

On motion of Mr. Celaya, the House at 3:45 o'clock p. m., adjourned until 10:00 o'clock a. m. next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

State Affairs: H. B. Nos. 242, 249, 361, 560 and 582.

Municipal and Private Corporations: H. B. No. 729.

Congressional and Legislative Districts: H. B. No. 44.

School Districts: H. B. No. 728.

Constitutional Amendments: H. J. R. Nos. 16 and 21.

The Committee on Municipal and Private Corporations filed an adverse report on H. B. No. 410.

The Committee on Insurance filed an adverse report with minority favorable report on H. B. No. 505.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 373, A bill to be entitled "An Act further regulating the prescribing of liquor for medicinal purposes and the transportation, stor-

age, and sale thereof by amending Subsections (11) and (18) of Section 15, Article I, Chapter 467, Acts of the Second Called Session of the Forty-fourth Legislature, as amended by House Bill No. 5, Acts of the Regular Session of the Forty-fifth Legislature, and by the addition of a new Subsection (19) to said Section 15, Article I; prescribing penalties; providing saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, March 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 77, Granting permission to both Houses to adjourn from Thursday, March 20, 1941, until Monday, March 24, 1941.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 159, "An Act relating to marks and brands of livestock in Gonzales County only; amending Article 6899 of the Revised Civil Statutes of Texas, by adding thereto a new section requiring that in said County each owner of any livestock mentioned in Chapter 1, of Title 121 of the Revised Civil Statutes of Texas, of 1925, shall within six (6) months after this Act takes effect, have his mark and brand for such stock recorded at the office of the County Clerk of said county; and providing that such owners shall so record such marks and brands whether heretofore recorded or not and that after the expiration of six (6) months from taking effect of this Act all records and marks and brands now in existence shall no

longer have any force or effect and that after the expiration of six (6) months only the records made after this Act shall be effective and considered the recorded marks and brands of said county; and further providing that the County Clerk of said county shall publish this Act in some newspaper in general circulation in the county for a period of thirty (30) days; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 303, "Making it unlawful to kill, or attempt to kill, wild turkey or trap or molest same in Colorado, Wharton, Lavaca, and Jackson Counties for a period of four (4) years; providing a penalty; repealing all conflicting laws; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, March 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 330, "An Act amending Senate Bill No. 355, same being Chapter 338, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Senate Bill No. 309, same being Chapter 341, Acts of the Forty-fifth Legislature, as amended by Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature, by adding a new section prescribing the procedure to be followed by the Assessor and Collector of Taxes of Coleman County, Texas, in paying over to the Central Colorado River Authority the moneys granted said Authority under the provisions of Section 17-a of Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, March 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 76, Expressing best

wishes to the Honorable Coke R. Stevenson.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

SENT TO THE GOVERNOR

March 20, 1941

House Bill No. 159.

House Bill No. 303.

House Bill No. 330.

In Memory of
Hon. Claude B. Hudspeth

Mr. Gilmer offered the following resolution:

H. S. R. No. 158, In Memory of Honorable Claude B. Hudspeth.

Whereas, On Wednesday, March 19, 1941, in the City of San Antonio, Texas, the Honorable Claude B. Hudspeth was called to rest from his earthly labors; and

Whereas, The Honorable Claude B. Hudspeth was born March 12, 1877, in Bandera County, Texas, and was at an early age forced to earn his own livelihood which began as a range-rider on the ranches of the Southwest, and whose interest in ranching and live stock raising grew with the years; and

Whereas, The passing of the Honorable Claude B. Hudspeth has brought to a close a long life of useful and distinguished public service, including service as a Justice of Peace in the Trans-Pecos Section of Texas; service as a Member of the House of Representatives of Texas from 1902 to 1906 when he was elected to the Senate of the State of Texas in which he served for twelve years, during which time he was President pro tem of the Senate of Texas four times and during which time he was responsible for the establishment of the Texas School of Mines at El Paso and the Sul Ross State Teachers College at Alpine; he resigned from the Senate of the State of Texas to serve as Judge of the District Court of El Paso County, Texas, which position he held until 1918 when he was elected to the House of Representatives of the National Congress in which capacity he rendered distinguished and patriotic service in the 66th, 67th, 68th, 69th, 70th and 71st Congress, during which time one of his most outstanding achievements was the establishment of the William Beaumont General Hospital in El Paso, Texas; retiring from public life in 1930 because of ill health; and

Whereas, The Honorable Claude B. Hudspeth was admitted to the bar in 1909 and was a life-long Democrat, and in whose honor Hudspeth County, Texas, was named; and

Whereas, He was an organizer of the Texas Sheep and Goat Raisers Association and served as a director of said organization for nearly a quarter of a century; and

Whereas, He has left behind him throughout the State and Nation innumerable friends who mourn his passage; and

Whereas, It is the desire of the House of Representatives to pay tribute to a life of such distinguished service and the memory of this noble son of Texas and to extend sympathy to his bereaved family; now, therefore, be it

Resolved, by the House of Representatives of the State of Texas, That the Members acknowledge the passage of this distinguished patriot and statesman by ordering a copy of this resolution spread upon the Journal of the House of Representatives as an expression

of the love and esteem in which this pioneer, rancher, lawyer, statesman and patriot of Texas was held; and be it further

Resolved, That the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to his surviving wife, Mrs. Mary C. Hudspeth, under the Seal of the House, and that when the House adjourns today that it do so in silent tribute to the Honorable Claude B. Hudspeth, whose name and memory shall abide with us always.

GILMER,
HARDEMAN,
BEAN,
ISAACKS,
BRIDGERS,
HUFFMAN,
SPANGLER,
WHITE,
RAMPY.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bell, Benton, Blankenship, Boone, Brawner, Bray, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Goodman, Halsey, Hanna, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Hughes, Humphrey, Hutchinson, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, Whitesides and Winfree.

On the motion of Mr. Murray, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of
Mrs. L. O. Thompson

Mr. Little offered the following resolution:

H. S. R. No. 159, In Memory of Mrs. L. O. Thompson.

Whereas, The House of Representatives has just learned with regret of the death of Mrs. L. O. Thompson on Wednesday, March 19, 1941; and

Whereas, Mrs. L. O. Thompson was an honored and valuable citizen to the city of Amarillo and to the entire State of Texas; and

Whereas, Mrs. L. O. Thompson formerly resided in Wise County, Texas, and assisted in building this great State of Texas; and

Whereas, The deceased was an outstanding religious character and a civic leader in all things for the welfare of her community, the State, and the Nation; and

Whereas, She was a staunch and sincere believer in the principles of democracy, and contributed her lifetime toward making this a better place in which to live; now, therefore, be it

Resolved, That we deeply regret her untimely passing, and extend our sincere sympathy to the bereaved family; and be it further

Resolved, That a copy of this resolution be spread on the House Journal today in memory of the deceased, and when the Representatives of Texas adjourn today that they do so in respect and memory of Mrs. L. O. Thompson; and be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the family of Mrs. L. O. Thompson.

The resolution was read second time.

LITTLE,
KERSEY.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Favors, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.